

PETTY OFFENSE PO ☐ JUDGE/MAGIS. RATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 5-12-77

vs. CULVER, JIMMY RAY (35)  
 2727 Virginia Circle, Apt. 216  
 Amarillo, TX 79109  
 (LAST, FIRST, MIDDLE)

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 1

Yr. Docket No. Del.

U.S. TITLE/SECTION

18:371

OFFENSES CHARGED

ORIGINAL COUNTS

Conspire against USA re interstate transpor- 1  
 tation of forged securities.

(\$10,000.00 and/or 5 Yrs.)

18:2314,2

Induced interstate transportation of forged 2-17  
 securities.

(\$10,000.00 and/or 10 Yrs. ea. ct.)

U.S. MAG.  
 CASE NO.

BAIL • RELEASE

☐ Denied ☐ AMT ☐ Fugitive  
☐ Set ☐ Pers. Recog.  
☐ PSA

\$ 10,000.

Date

12-7-76

☐ Bail Not Made ☐ Collateral  
☐ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

SENTENCE

Disposition of Charges

5-12-77  
 (5-3-77)

☒ Convicted ☐ On All Charges  
☐ Acquitted ☒ On Lesser \* Offense(s)  
☐ Dismissed: ☐ WOP: ☐ WP  
☐ On Govern'ts Motion

## II. KEY DATES & INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL
U.S. Custody Began 12-16-76	High Risk Date 12-7-76	12-16-76	Trial Set For 1-17-77
Summons Served	Indict. Waived <input type="checkbox"/>	1st Plea 12-16-76	<input checked="" type="checkbox"/> NG <input type="checkbox"/> G <input type="checkbox"/> NOL
First Appearance	In Charging District	Final Plea 2-10-77	<input type="checkbox"/> G. Plea W/Drawn
	Superseding Indict/Info <input type="checkbox"/>		<input type="checkbox"/> NG <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL

SUPERSEDING COUNTS

DATE		INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Search Warrant	Issued Return		Preliminary Examination OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
Summons	Issued Served		<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
Arrest Warrant Issued			INTERVENING INDICTMENT		
COMPLAINT					
OFFENSE (In Complaint)					

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☐ CJA ☒ Ret. ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Ronald Mook  
 1634 South Boulder, Tulsa, OK  
 74119

PH: 583-7094

SURETIES: D. E. Basden and Jerry Basden  
 P.O. Box 2547, Amarillo, TX 79605

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7), WYCHE(8),  
 DATE DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13),  
 (DOCUMENT NO.) PROCEEDINGS COX(14).

EXCLUDABLE DELAY  
 (a) (b) (c) (d)

12-7 Record vote of the Grand Jury Concurring, fld. in Open Court. v  
 12-7 Indictment, fld. in Open Court. Bond set at \$10,000.00, c/s. 2 12-7-76 M  
 (Allen E. Barrow, Chief U.S. Dist. Judge)v

12-8 Warrant issued. v

12-13 Rec'd & fld. this date Appearance Bond of Deft. Culver in the  
 amount of \$10,000.00, surety. Rec'd from U.S. Dist. Ct., N.D. of  
 TX, Amarillo Div. v

12-14 MO: Case set for ARRAIGNMENT & PLEA on 12-21-76 at 10:00 a.m.  
 Deft. to obtain counsel himself or contact U.S. Court Clerk's  
 Office, Tulsa, before 12-21-76 for appointment of counsel.  
 (AEB-J)v -notices mld. cert.

12-16 Case called for ARRAIGNMENT. Govt. rep. Deft. appears w/counsel.  
 Deft. acknowledges receipt of Indictment & is advised of charge. 2 12-16-76 M 10  
 Deft. is arraigned & enters a plea of NOT GUILTY as to cts. 1 thru 17.  
 Dft. granted 10 days to file mots.; Govt. then has 5 days to file  
 response. Case set for JURY TRIAL on 1-17-77 at 9:30 a.m. Deft. to  
 stand on present bond. Court allows Deft. to travel between Tulsa, OK,  
 and Amarillo, TX. (AEB-J)v

DATE	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Excludable Delay Per 18 U.S.C. 3161(h)
	(DOCUMENT NO.)		Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
12-17-76	W/Arrest, ret. & filed: deft. Culver arrested 12-9-76. g						A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.m. (AEB-J) b nts by cert ml w/affid.						
12-23	Mot. of Defts. Culver & Parnell for ext. of time to file mots., fld. v (o to be in)	3	12-23-76	G			B. NARA Examination (28 U.S.C. 2902).
12-29	Motion for continuance for not less than 60 days from jury trial set for 1-17-77 on behalf of defts. Jimmy Ray Culver and Dennis Edward Parnell, filed.s Cy to Dene.						C. State or Federal trials on other charges.
12-30	Order, fld., that the mot. of Culver & Parnell for extension of time to file mots. is granted & defts. are given until 1-10-77 to file said mots. (AEB-J) v -cps mld.	3	12-30-76	G	8		D. Interlocutory Appeals.
1-3-77	Defts. Culver & Parnell's motion to produce evidence for inspection and copying, filed. Cy to Dene						E. Hearings on pretrial motions.
1-3-77	Defts. Culver & Parnell's request for discovery and inspection, filed.s Cy to Dene						F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
1-3-77	Defts. Culver & Parnell's brief in support of mot. to produce, filed.s Cy to Dene						G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
1-11	Case stricken from Jury Trial docket of 1-17-77 to be reset on the next trial docket. (AEB-J) ph cps mld						H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J) k	3	1-25-77	G			I. Prosecution deferred by mutual agreement.
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m.s (AEB-J) nts. by cert. ml w/affid.						M. Unavailability of defendant or essential witness.
2-7	Govt's response to Deft's Request for Discovery & inspection, allowed filed out of time. b						N. Period of mental or physical incompetence of defendant to stand trial.
2-9	Order, filed, overruling as moot request for discovery and inspection, and to produce evidence for inspection and copying, w/out prejudice. (AEB-J) k cps mld	3	2-9-77	G	16		O. Period of NARA Commitment or Treatment.
2-10	MO: Case set for change of plea on 2-10-77, at 4:00 P.M. (AEB-J) b nts by phone						P. Superseding indictment and/or new charges.
2-10	Case called for change of plea. Deft present & rep. Govt. rep.. Govt. requests Ct. proceed on Cts. 1,3,7,12,16 & 17 only. Deft. placed under oath, w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged to Cts. 1,3,7, 12,16 & 17. Deft. waives jury; waiver signed & filed in open Ct. Indict. read. Ct. orders pre-sent. report. Sentence set on 3-1-77, at 10:00 A.M. Govt. moves for dismissal of Cts. 2,4,5,6,8,9,10,11,13,14 & 15. Ct. accepts. Order for Dismissal of Cts. 2,4,5,6,8,9,10,11,13,14 & 15, signed & filed in open Ct. Bond cont'd. (AEB-J) b						R. Defendant awaiting trial of Co-defendant when no severance has been granted.
2-10	Order for Dismissal of Cts. 2,4,5,6,8,9,10,11,13,14 & 15, filed & entered. (AEB-J) b						T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants interests).
2-17	Subpoena ret. & filed, served Custodian of records, Southwestern bell tele. co. tulsa, Ok. 2-16-77. ho						U. Time between guilty plea and plea withdrawal.
							W. Grand Jury indictment extended per 3161 (b).

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
11/10/77	\$300.00	3-15-78 \$300.00	12-7-77	300.00	10-4-78 \$300
12/8/77	\$300.00	4-6-78 300.00	2-7-78	300.00	1-15-78 \$300
1/11/78	\$300.00	5-5-78 300.00	9-13-78	300.00	12-07-78 \$300.00
2-13-78	300.00	6-6-78 \$2,100.00 pd	9-21-78	\$1,200.00 pd	12-21-78 \$900.00 pd
		6-7-78 300.00			1-12-79 300.00
					2-9-79 300.00
					3-8-79 300.00

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-24	Subpoena ret. & filed, served Geraldine M. Allen on 2-23-77. b				
2-28	Subpoena ret. & filed, served Betty Nichols on 2-8-77. b				
2-28	MO: Sentencing passed until further order of the Court. (AEB-J) b				
	nts by phone				
3-2	Sub. ret. & filed: served Jimmy Ray Culver in office				
	of U.S. Atty. 3-2-77. g				
3-2	Deft. mot. for ext of time before sentence is imposed				
	fld. O to J. ho				
3-4	Order, filed, overruling motion to defer sentencing;		3-2-77	G	3
	sentencing to be within month of March, 1977. (AEB-J) g		3-4-77		
3-7	MO: Case set for sentencing on 3-15-77, at 10:00 A.M. (AEB-J) b		cp mld		
	nts mld				
3-14	Motion on behalf of Deft. for an extension of time before				
	sentence is imposed, filed. b cpy to Dene				
3-14	MO: Being fully advised in the premises after review of the				
	file & motion on behalf of Deft., & the prosecuting attorney				
	concurring fully therein, it is therefore ORDERED that the		3-14-77	I	
	motion is sustained & the sentencing of Deft. Culver is stricken				
	from the docket of 3-14-77, and is reset at 9:45 A.M., Tuesday,				
	5-3-77. (AEB-J) b nts by Dene				
3-16	Personal & Confidential ltr. addressed to Chief Judge				
	Allen E. Barrow, filed, and put in main 158-CR file. lm				
	(Sealed over handwritten instru. of Judge Barrow)				
5-3	Case called for sentencing of Deft. Culver. Deft. present &				
	rep. Govt. rep. Deft. & co. asked if they have anything to say		5-3-77	I	51
	before sentence is pronounced:				
	Judgment & Sentence - Jimmy Ray Culver				
	Ct. 1 - Atty. Gen. - Two (2) years, & further ordered				
	that deft. may become eligible for parole at such time as the				
	Parole Commission may determine as provided in 4205(b)(2).				
	Cts. 3, 7, 12, 16 & 17 - Impos. of sentence is suspended				
	& deft. is placed on probation for a period of Five (5) years to				
	follow incarceration.				
	as to each count. Counts 7, 12, 16 & 17 to run concurrently w/				
	probation imposed in Ct. 3. Condition of probation in Ct. 3 is				
	that Deft. make restitution in amt. of \$14,250.66 to Ct. Clk.				
	at rate of not less than \$300.00 a mo. to begin first month				
	after release from instit. balance due by the end of fourth				
	year of probation. for payment to grain companies.				
	At the request of deft. to be sent to				
	Seagoville, Texas. Ct. recommends Fed. Instit. in Seagoville. Bond				
5-3	exonerated. Deft. remanded to USM. (AEB-J) b				
5-3	Judgment & Commitment, filed & entered. (AEB-J) b				
5-3	Two c/c of J&C to USM. b				
5-3	Two c/c of J&C to probation. b				
5-5	Deft. appl. to take an appeal. fld. ho				
5-5	Deft's Motion for Correction or Reduction of sentence, filed. b				
	cpy to Dene				
5-12	Order, filed, modifying sentence of Deft. Culver to read as				
	follows:				
	The deft., Culver, is hereby committed to the custody of Atty.				
	General or his authorized representative for imprisonment for				
	a period of:				
	Ct. 1 - Sixty (60) months, & on the condition that the deft.				
	be confined in a half-way house near his place of business in				
	(Continued)				

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
5-12-contd.	(Document No.) Texas for a period of Six (6) months, the execution of the remainder of the sentence of imprisonment is hereby suspended & the deft. is placed on probation for Fifty-four (54) months. Cts. 3,7,12,16 & 17 - The same sentence as is imposed in Count 1, to run concurrently with the sentence imposed in Ct. 1, The special condition of probation is that the deft. make restitution to the Court Clerk in the amt. of \$14,250.66, at rate of not less than \$300.00 a month for payment to grain companies. Payments to begin the first month after release from the institution and the balance of restitution to be paid by the end of fourth year of probation. (AEB-J)b				
5-12	Two c/c of Order Modifying Sentence to USM. b				
5-12	Two c/c of Order Modifying Sentence to probation. b				
6-13	Deft. mot. to strike "appl. to take an appeal" fld. ho O to J.				
6-14	Order, filed, sustaining deft's motion to strike Applic. to take appeal. (AEB-J)b cps mld				

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
3-29-79 \$900 pd.	6-22-79 \$900 pd		10-4-79 300.00	1-14-80 300	
4-5-79 300.00	7-18-79 300.00		11-7-79 \$1200.00 pd	2-7-80 300	
5-17-79 300.00	8-10-79 300.00		11-8-79 300.00	2-13-80 \$1,200 pd	
6-7-79 300.00	9-19-79 300.00		12-7-79 300.00	3-7-80 300.00	
				*4-10-80 300.00	

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
5-8-80 300	8-6-80 \$300	10-10-80 \$300	1-8-81 \$300		
6-6-80 \$300	<del>9-11-80 \$300</del>	11-6-80 \$300	2-6-81 \$300		
*6-26-80 \$900 pd	9-11-80 \$300	12-8-80 \$300	3-5-81 \$2,250.66		
7-11-80 \$300	9-24-80 \$1200 pd	12-16-80 900 pd	4-27-81 2,250.66 pd		



PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 3-22-77

vs. PARNELL, DENNIS EDWARD (30) 1631 E 7th  
 2727 Virginia Circle, Apt. 216  
 Amarillo, TX 79109  
 (LAST, FIRST, MIDDLE)

Case Filed Day  
 12 07  
 No. of Def's  
 \* 14

76- CR - 158 - 2

Yr. Docket No. Def.

## U.S. TITLE/SECTION

18:371

## OFFENSES CHARGED

Conspire against USA re interstate transpor-  
 tation of forged securities.

(\$10,000.00 and/or 5 Yrs.)

## ORIGINAL COUNTS

1

18:2314,2

Induced interstate transportation of forged  
 securities.

16 &amp; 17

(\$10,000.00 and/or 10 Yrs. ea. ct.)

Deft.add:1631 E. 7th St.,Tulsa, OK 74120 PH:584-1771

Surety:Allied Fid. Insur. P.O.Box 265,Sallisaw,OK 74955

U.S. MAG.  
CASE NO.

BAIL • RELEASE

☐ Denied  
☐ Set

☐ Fugitive  
☐ Pers. Recog.  
☐ PSA

\$ 10,000

Date

12-7-76

☐ Bail Not Made  
☐ Status Changed  
 (See Docket)

conditions

☐ 10% Deposit☒ Surety Bond /C.☐ Collateral

☐ 3rd Prty Cust  
☐ Other

## II. KEY DATES &amp; INTERVALS

SUPERSEDING  
COUNTS

## ARREST or

U.S. Custody Began

12-16-77

Summons Served

First Appearance

INDICTMENT ☒Information ☐

12-7-76

High Risk Date

Indict. Waived ☐

Superseding

☐ Indict/Info ☐

In Charging District

## ARRAIGNMENT

12-16-76

1st Plea

12-16-76

Final Plea

## TRIAL

Trial Set For

1-17-77

☒ NG ☐ G ☐ NOL  
☐ G. Plea  
☐ W/Drawn  
☐ NG ☐ G ☐ NOL

Voir Dire ☐

2-23-77

Trial Began ☒

2-23-77

Trial Ended

3-2-77

Disposition of Charges

☒ Convicted☐ Acquitted☐ Dismissed:☐ On Government's Motion

## SENTENCE

3-22-77

☒ On All Charges☐ On Lesser \* Offense(s)☐ WOP. ☐ WP

MAGISTRATE		DATE	INITIAL/NO.	INITIAL/NO.	OUTCOME:
Search Warrant	Issued			INITIAL APPEARANCE DATE	
	Return			PRELIMINARY EXAMINATION	
Summons	Issued			OR	
	Served			REMOVAL HEARING	
Arrest Warrant Issued				DATE Scheduled	
COMPLAINT				DATE Held	
OFFENSE (In Complaint)				WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/>	
				INTERVENING INDICTMENT <input type="checkbox"/>	
				Tape Number	
					DISMISSED <input type="checkbox"/>
					HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT <input type="checkbox"/>
					HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW <input type="checkbox"/>

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☒ CJA ☐ Ret; ☐ Waived ☐ Self ☐ None / Other ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Ronald Mook PH: 583-7094  
 1634 South Boulder, Tulsa, OK 74119

Jim H. Heslet  
 4th Nat'l Suite 2601  
 Tulsa, OK 74119 587-1511

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER (1), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7), WYCHE(8),

DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13),

COX(14).

EXCLUDABLE DELAY

(a) (b) (c) (d)

12-7 Record vote of the Grand Jury Concurring, fld. in Open Court. v

12-7 Indictment, fld. in Open Court. Bond set at \$10,000.00, C/S. 2 12-7-76 M  
 (Allen E. Barrow, Chief U.S. Dist. Judge)v

12-8 Warrant issued. v

12-13 Rec'd & fld. this date, Appearance Bond of Deft. Parnell in the  
 amount of \$10,000.00, surety. Rec'd from U.S. Dist. Ct., N.D. of  
 TX, Amarillo Div. v

12-14 MO: Case set for ARRAIGNMENT & PLEA on 12-21-76 at 10:00 a.m.  
 Deft. to obtain counsel himself or contact U.S. Court Clerk's  
 Office, Tulsa, before 12-21-76 for appointment of counsel.  
 (AEB-J)v -notices mld. cert.

12-16 Case called for ARRAIGNMENT. Govt. rep. Deft. appears w/counsel. 2 12-16-76 M 10  
 Deft. acknowledges receipt of Indictment, & is advised of charge.  
 Deft. arraigned & enters a plea of NOT GUILTY as to Cts. 1, 16 and 17.  
 Deft. given 10 days to file mots.; Govt. then given 5 days to file  
 response. Set for JURY TRIAL on 1-17-77 at 9:30 a.m. Deft. to  
 stand on present bond. Court allows Deft. to travel between Tulsa, OK,  
 and Amarillo, TX. (AEB-J)v

SURETIES: D.E. Basden and Jerry Basden  
 P.O. Box 2547, Amarillo, TX 79605

SUPPL. 10/24/78.



Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-25 (Cont.)	(Document No.) Ct. recessed 4:35 P.M. to reconvene 2-25-77, at 10:00 A.M. 2-25, All defts present & rep. except deft. Gunning not pres. Govt. rep. Ct. revokes bond of Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Deft. Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M. to reconvene 2-28-, 10:00 A.M., for continuance of jury trial.(AEB-J)b				
2-25	Govt. exhibits 1 thru 65, filed. b				
2-28	Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. testimony in camera. Jury brought in & Govt case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike testimony of all co-defts who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M.(AEB-J)b				
2-28	Govt. exhibits 66 thru 82, filed. b				
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrgs at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M.(AEB-J)b				
3-1	Deft. Gunning's Motion in Liminae, filed. b				
3-2	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft Parnell GUILTY to Cts. 1,16 & 17; Parker GUILTY to Cts. 1, 2,3,4,& 5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts' request bonds remain the same. Ct. raises bond of Parker to \$10,000 C/S & Raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs to make bond. All other defts bonds remain the same, with same travel restrictions.				
	(CONTINUED)				

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-2-cont'd	(Document No.) Sentencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)b				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct.1; Leathers GUILTY CT. 1; Cox GUILTY to Cts. 1, 16 & 17.b				
3-2	Trial exhibits in vault. b				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k <i>withdrawn by U.S. to encourage deft. to appeal transcript</i>				
3-17	Deft. Dennis Edward Parnell, Motion for new trial & brief. fld. ho				
3-21	Deft. Dennis Edward Parnell, Motion for Continuance. fld. ho				
3-21	Govt's response to deft's mots. for judgment of acquittal and for new trial, filed.k copy to Dene				
3-22	Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motion for new trial & motion for continuance of sentence overruled. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Dennis Edward Parnell Ct. 1 - Atty. Gen. - Two (2) years. Ct. 16 & 17 - Impos. of sentence is suspended & deft. is placed on probation for period of five (5) years as to each count. Ct. 17 to run concurrently with probation imposed in Ct. 16. <i>to follow incarceration.</i> Spec. condition of prob. is that Deft. make restit. in amt. of \$12,439.00 to Ct. Clk at rate of \$230.35 a mo. to begin 2nd month after release from instit, for payment to grain companies. Deft. advised of right to appeal & appeal bond set at \$15,000. Deft. remanded to USM. Bond exonerated. (AEB-J)b				
3-22	Judgment & Commitment, filed & entered. (AEB-J)b				
3-22	Two c/c of J&C to USM. b				
3-22	Two c/c of J&C to probation. b				
3-22	Appearance bond in amt. of \$15,000.00, surety, filed, w/order spec. methods & conditions of release. b				
3-30	Notice of appeal by def. from judgment of 3/22/77, filed. rm - copy to USCA				
4-11	Designation of record on appeal, filed. rm				
5-4	Order, filed, extending time to transmit appeal record to 6/21/77. (AEB-J)rm-copies mailed				
6-20	Reporter's transcript of all proceedings, filed. (pp 1-699) (3 volumes) (G. Dorrough-CR)rm				
6-21	Original & 3 copies of record on appeal transmitted to USCA. (6 volumes = 322 pp. pleadings & exhibits; and 699 pp. transcript)				
8-17-78	Mandate and opinion of 10th Circuit, filed and spread of record, affirming ct. judg., and directing deft. to surrender 10 days from this date.rm				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

DENNIS EDWARD PARNELL

76-CR-158 - 2

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
8-29-78	Appl. for Forfeiture of Bail and for Bench Warrant filed.jc 0 to J				
8/31/78	Order, fld., that the bail heretofore posted in the amount of \$15,000.00 in re Deft. Parnell be forfeited to the U.S.A., and that a bench warrant be issued for the arrest of Deft. Parnell. (AEB-J)v -w/i				
9-8-78	Pltf. mot. for judgment on bond forfeiture, fld. ho not. & Clk. Cert. to J.				
9-22	Notice of hearing set on motion for Judgment on bond forfeiture on 10-11-78, at 10:00 A.M., filed. b nts mld cert.				
9-22	Clerk's Certificate, filed. b cps mld/w/cpy of motion & Notice)				
10-10	Appeal record (6 vols) received from 10th Cir. rm				
10-11	Case called for hearing on motion for Judgment on bond forfeiture. Deft. not present or rep. Govt. rep. & reports conversation with Deft. co. this date who has been unable to locate deft. Parnell. No parties present for bonding company. Ct. order bond forfeiture & directs Govt. to prepare Judgment for Court signature. (AEB-J)b				
10-24	Judgment, fld. & entered It is ordered that the USA have judgment against Dennis Edward Parnell & Allied Fidelity Ins. Co. in the amt. of \$15,000.00 which sum shall be paid into the registry of the US Dist. Ct. for the N. D. of OK, \$12,439.00 of said sum to be held by the Ct. Clk. to be disbursed in accordance with & under order of this Ct., & the balance of \$2,561.00 to be promptly deposited in the general fund of the Treasury. (AEB-J)ho c/m				
12-28	Release & satisfaction of judgment, fld. ho				
7-18-79	ORDER that the Judgment entered 10-24-78 is vacated as to the language "\$12,439.00 of said sum to be held by the Court Clerk to be disbursed in accordance with and under Order of this Court", & the Clerk is ordered to promptly transfer said sum to the general fund of the Treasury as bond forfeiture. (HDC-J)k cpy/USA				
6-5-80	RETURN on warrant of arrest of Deft., executed by arresting Deft. Parnell on 5-23-80 in San Diego, CA. ho				
6-18	RETURN on arrest warrant: executed in SDCa on 5-23-80.k				
	(SEE CASE 80-CR-77)				
1981					
12-28	MOTION pursuant to 28 U.S.C. §2255 to vacate, set aside, or correct sentence by a person in Federal Custody.jc (C/USA) 8/13/78				
	(CONTD)				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DENNIS EDWARD PARNELL

76-CR-158-2-C

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
<u>1982</u>	(Document No.)				
1-19	ADDENDUM by deft. to mo/vacate sentence. rm c/m USA				
1-19	MO: ORDERED that USA is granted 10 days from this date to respond to 2255 motion of deft. (HDC-J) rm ltr.				
1-26	RESPONSE of pltf to deft's mo/vacate sentence. hm				
2-5	RESPONSE of deft. to Govt's. response to motion for vacation of sentence.nd				
2-8	ORDER that pltf's motion to vacate sentence should be and is denied <i>entire</i> (HDC-J) dm c/m				
<u>1984</u>					
<u>2-1</u>	MOTION of Deft. Parnell for termination of prob. pt				
2-1	BRIEF in support of mot. dated 2-1-84. pt				
3-12	REPORT & ORDER terminating prob. prior to orig. expiration date to commerce upon release from incarceration. (HDC-J) (RB-Prob) pt cps/mld				

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel **XX** District Office 3-15-77

vs. **TEENOR, RALPH J., JR. (30)**  
**723 N. 14th St., Broken Arrow 74012**  
**PH: 251-2113**  
 (LAST, FIRST, MIDDLE)

Case Filed  
 Mo. Day  
**12 07**  
 No. of Def's  
 \* **14**

**76 - CR - 158 - 3**

Yr. Docket No. Def.

U.S. TITLE/SECTION

**18:371**

OFFENSES CHARGED

ORIGINAL COUNTS

**Conspire against USA re interstate transpor- 1**  
**tation of forged securities.**  
**(\$10,000.00 and/or 5 Yrs.)**

Deft. add: 4115 E. 51st, Apt. 254  
 Tulsa, Ok 74135  
 PH: 74 3-9114

U.S. MAG.  
 CASE NO.

BAIL • RELEASE

☐ Denied ☐ AMT ☐ Fugitive  
☐ Set ☐ Pers. Recog.  
☐ PSA

**\$2,500.00**

Date **12-7-76** ☐ 10% Deposit  
☒ Surety Bond

☐ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

## II. KEY DATES & INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL
U.S. Custody Began <b>12-9-76</b>	High Risk Date <b>12-7-76</b>	<b>12-16-76</b>	Trial Set For <b>1-17-77</b>
Summons Served	Indict. Waived <input type="checkbox"/>	1st Plea <b>12-16-76</b>	<input checked="" type="checkbox"/> NG <input type="checkbox"/> G <input type="checkbox"/> NOL
First Appearance	In Charging District	Final Plea <b>2-11-77</b>	<input type="checkbox"/> G. Plea <input type="checkbox"/> W/Drawn
	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>		<input type="checkbox"/> NG <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL

SUPERSEDING  
 COUNTS

SENTENCE

Disposition of Charges  
**3-15-77**  
☒ Convicted ☐ On All Charges  
☐ Acquitted ☐ On Lesser \* Offense(s)  
☐ Dismissed: ☐ WOP: ☐ WP  
☐ On Governm'ts Motion

MAGISTRATE		DATE	INITIAL/NO.	INITIAL/NO.	OUTCOME:
Search Warrant	Issued				
	Return				
Summons	Issued				
	Served				
Arrest Warrant Issued					
COMPLAINT					
OFFENSE (In Complaint)					

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☒ CJA ☐ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Phil Frazier PH: 939-2445  
 1424 Terrace Dr., Tulsa, OK 74104

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 **CULVER(1), PARNELL(2), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7), WYCHE(8),**  
**DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14)**

DATE	PROCEEDINGS	GLUDABLE DELAY
		(a) (b) (c) (d)
12-7	Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7	Indictment, fld. in Open Court. Bond set at \$10,000.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8	Warrant issued. v	
12-8	MO: Bond changed to \$2,500.00, O.R. this date. (AEB-J)v	
12-9	Information Sheet of Deft., fld. v	
12-9	Appearance Bond of Deft. in amount of \$2,500.00, Personal bond, fld. w/conditions of release. (Claudine S. Barnes, Mag.)v	
12-9	Waiver of counsel, fld. v	
12-9	Financial aff., fld. v	
12-10	MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. Deft. granted 10 days to file any and all pretrial motions; Govt. then granted 5 days to file response. (AEB-J)v -notices mld. cert.	
12-9	Return on Warrant for Arrest of Deft. Teenor, fld. Rec'd 12-8-76 and executed 12-9-76 by arresting deft. in Tulsa, OK. v	2 12-9-76 M 3



DATE	Ralph J. Teenor, Jr. IV. PROCEEDINGS (continued) (DOCUMENT NO.) 76-CR-158-3	PAGE TWO	V. EXCLUDABLE DELAY				Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h) A. Examination or hearing for mental or physical in- capacity (18 U.S.C. 4244) B. NARA Exami- nation (28 U.S.C. 2902) C. State or Federal trials on other charges D. Interlocutory Appeals E. Hearings on pretrial motions F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40) G. Defendant Mo- tion is actually under advise- ment. Period of up to 30 days is excludable per 3161(h) (1) (G) H. Miscellaneous Proceedings: Probation or Parole revoca- tion, Deporta- tion, Extradition. I. Prosecution de- ferred by mutual agree- ment. M. Unavailability of defendant or essential witness. N. Period of men- tal or physical incompetence of defendant to stand trial. O. Period of NARA Com- mitment or Treatment. P. Superseding indictment and/or new charges. R. Defendant awaiting trial of Co-defen- dant when no severance has been granted. T. Continuances Granted per 3161(h) (6) (i.e. ends of justice or com- plexity of case outweighs de- fendants interests). U. Time between guilty plea and plea with- drawal. W. Grand Jury in- dictment ex- tended per 3161 (b).
'76											
12-16	Case called for ARRAIGNMENT & PLEA. Govt. rep. Deft. appears with counsel. Deft. acknowledges receipt of Indictment and is advised of charge. Deft. enters plea of NOT GUILTY as to Count 1 of the Indictment. Case set on the JURY DOCKET OF 1-17-77 at 9:30 a.m. Deft. to stand on present bond. (AEB-J)v										
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.m.(AEB-J)b nts by cert ml w/affid.										
1-11-77	MO: Case stricken from Jury Trial docket of 1-17-77 to be reset on the next trial docket. (AEB-J)ph notices mld										
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k										
'1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s (AEB-J) nts. by cert. ml. w/affid.										
2-11	MO: Case set for change of plea on 2-11-77, at 11:00 A.M.(AEB-J)b nts by phone										
2-11	Case called for change of plea. Deft. present & rep. Govt .rep. Deft. placed under oath,w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged. Deft. waives jury; waiver signed & filed in open ct. Indict. read. Ct. orders pre-sent report. Sentencing set 3-1-77, 10:00 A.M. Bond cont'd.(AEB-J)b										
2-28	MO: Sentencing passed until further order of The Court .(AEB-J)b nts by phone										
3-7	MO: Case set for sentencing on 3-15-77, at 10:00 A.M.(AEB-J)b nts mld										
3-15-77	Case called for sentencing. Deft. present & rep. Govt. rep. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Ralph J. Teenor, Jr. Impos. of sent. is suspended & deft. is placed on prob ation for a period of 5 years. Spec. condition of prob. is that deft. make restit. in amt. of \$2,000.00, to Ct. clk. at rate of \$50.00, to commence 1 mo. from this date, for payment to grain companies. Bond exonerated.(AEB-J)b										
3-15	Judgment & Order of Probation, filed & entered.(AEB-J)b										
3-15	Two c/c of J & Ord. of Prob. to probation. b										
4-20-79	Report and Order Terminating Probation Prior to Original Expiration Date, filed. (HDC-J)jc										

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
4-15-77	\$100.00 (rest.)	8-3-77 \$100.00	4-17-78 \$100.00	1-9-79 \$50.00	6-22-79
5-6-77	100.00 ✓	9-7-77 \$100.00	6-6-78 \$200.00 pd	2-16-79 50.00	9 800 pd
6-3-77	100.00 ✓	10-26-77 \$100.00	11-3-78 100.00	3-5-79 50.00	in full
7-29-77	100.00 ✓	10-26-77 \$100.00	12-6-78 50.00	3-29-79 \$150.00 pd	
			12-21-78 \$150.00 pd	4-11-79 50.00	
				4-19-79 750.00	

(2 payments on 10-26-77)

## CRIMINAL DOCKET - U.S. District Court

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 3-15-77 (LAST, FIRST, MIDDLE)

vs. MCGUGIN, MILTON STEVEN (31)

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 4

Yr. Docket No. Def.

U.S. MAG.  
CASE NO.

U.S. TITLE/SECTION

18:371

OFFENSES CHARGED

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

ORIGINAL COUNTS

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

16 &amp; 17

\$2,500.00

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

ARREST or

U.S. Custody Began  
 12-16-76

Summons Served

First Appearance

INDICTMENT ☒

High Risk Date

Information ☐  
 12-7-76

Indict. Waived ☐In Charging  
DistrictSuperseding  
☐ Indict/Info ☐

ARRAIGNMENT

12-16-76

1st Plea

12-16-76

Final Plea

2-11-77

Trial Set For  
1-17-77☒ NG ☐ G ☐ NOL{ G. Plea  
W/Drawn☐ NG ☒ G ☐ NOL

TRIAL

Voir Dire ☐Trial Began ☐Trial Ended ☐

SENTENCE

Disposition  
of Charges

3-15-77

☒ Convicted☐ Acquired☐ Dismissed:

☒ On All Charges  
☐ On Lesser \*  
 Offense(s)

WOP: ☐ WP☐ On Govern'ts Motion

## MAGISTRATE

Search Warrant Issued Return Summons Issued Served Arrest Warrant Issued COMPLAINT OFFENSE (In Complaint)	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
			PRELIMINARY EXAMINATION		<input type="checkbox"/> DISMISSED
			OR		<input type="checkbox"/> HELD FOR GJ OR OTHER PRO- CEEDING IN THIS DISTRICT
			REMOVAL HEARING		<input type="checkbox"/> HELD FOR GJ OR OTHER PRO- CEEDING IN DISTRICT BELOW:
			<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/> INTERVENING INDICTMENT	Tape Number	

U.S. Attorney or Asst.

## ATTORNEYS

 Defense ☒ JA ☐ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Eric Anderson PH: 582-8850  
 Beacon Bldg., Tulsa, OK 74103

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), PARKER(5), JENKINS(6), BROWN(7), WYCHE(8),  
 DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14).

DATE	PROCEEDINGS	EXCLUDABLE DELAY
		(a) (b) (c) (d)
12-7	Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7	Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge) v	2 12-7-76 M
12-8	Warrant issued. v	
12-9	Petition for Writ of Habeas Corpus Ad Prosequendum re appt. of atty. on 12-15 and for arraign. on 12-16, fld. v (o) and	
12-9	MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. (AEB-J) v	
12-9	Order, fld., granting WHCAP re 12-15 and 12-16. (AEB-J) v	
12-16	Case called for ARRAIGNMENT & PLEA. Govt. rep. Deft. appears with counsel. Deft. acknowledges receipt of Indictment and is advised of charge. Deft. is arraigned and enters a plea of NOT GUILTY as to Counts 1, 16 and 17, of the Indictment. Deft. granted 10 days from this date to file motions; Govt. then granted 5 days to file response. Case set on the 1-17-77 JURY DOCKET at 9:30 a.m. Deft. Remanded to USM. (AEB-J) v	2 12-16-76 M 10
12-16	Mag. papers, fld. v	

76-CR-158-4 STEVEN MCGUGIN (DOCUMENT NO.)			IV. PROCEEDINGS (continued)		PAGE TWO		V. EXCLUDABLE DELAY				LETTER CODES	
DATE			Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)					
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b											A. Examination or
	nts by cert ml w/affid.											hearing for
12-22	Application for Order allowing Deft. to be removed from											mental or
	Jurisdiction pending trial, filed. b 0 to J											physical in-
												capacity (18
												U.S.C. 4244)
12-27	Mot. of Deft. McGugin to inspect Grand Jury minutes w/brief in											B. NARA Exami-
	support as part of pldg., fld. v -cpy to Dene.											nation (28
12-27	Mot. of Deft. McGugin to obtain transcript of Grand Jury testimony,											U.S.C. 2902)
	w/brief in support as part of pldg., fld. v -cpy to Dene.											C. State or Federal
												trials on other
12-27	Mot. of Deft. McGugin for discovery and inspection w/brief in											charges.
	support as part of pldg., fld. v -cpy to Dene.											D. Interlocutory
												Appeals.
												E. Hearings on
												pretrial motions.
12-27	Order, fld., that Deft. McGugin be returned to the Fed. Corrections											F. Transfers from
	Institute at Fort Worth, TX, to await trial & be returned to											other districts
	this District for trial on 1-17-77. (AEB-J)v -cps. mld.											(per F.R.C.P.
												Rules 20, 21
												& 40).
12-29	Response of Govt. to McGugin's mot. for discovery, fld. v -cpy to Dene.											G. Defendant Mo-
12-29	Response of Govt. to McGugin's mot. for disclosure of matters											tion is actually
	occurring before the Grand Jury, fld. v -cpy to Dene.											under advise-
												ment. Period of
												up to 30 days
												is excludable
												per
												3161(h) (1) (G).
1977 1-7	USM service of Order of 12-27-76, ret. & filed:											H. Miscellaneous
	deft. McGugin delivered to FCI, Ft. Worth, Tx. on											Proceedings:
	1-3-77. g <i>Document given to court to make a determination on 1-17 appearance</i>											Probation or
	Further returned unexecuted on 1-12-77.											Parole revoca-
	Court date changed. v											tion, Deporta-
												tion, Extradition.
1-11	MO: Case stricken from Jury Trial Docket of 1-17-77											I. Prosecution de-
	to be reset on the next trial docket. (AEB-J)ph											ferred by
	notices mld											mutual agree-
												ment.
1-25	MO: All pre-trial motions being at issue, the Court											M. Unavailability
	takes them under advisement. (AEB-J)k											of defendant
												or essential
												witness.
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m.											N. Period of men-
	s (AEB-J) nts. by cert. ml. w/affid.											tal or physical
												incompetence
												of defendant to
												stand trial.
2-4	Petition for writ of Habeas Corpus Ad Prosequendum											O. Period of
	in re of Milton Steven McGugin, filed.s 0 to J											NARA Com-
												mitment or
2-7	Corrected for writ of Habeas Corpus Ad Pros., in re Milton											Treatment.
	Steven McGugin, filed. b 0 to J Writ issued.											P. Superseding
2-7	Order, fld, granting WHCAP re PT conf. & trial 2-11 & 2-14. (AEB-											indictment
2-7	Pet. for WHCAT, in re Truman Lee Coffman, filed. b 0 to J J)k											and/or new
												charges.
2-8	Order granting WHCAT, re Truman Lee Coffman, filed. (AEB-J)b											R. Defendant
												awaiting trial
												of Co-defen-
												dant when no
												severance has
												been granted.
2-9	Order, filed, overruling as moot mot. for discovery											T. Continuances
	and inspection, without prejudice. (AEB-J)k cps mld											Granted per
												3161(h) (8)
2-9	Order, filed, overruling mot. to inspect and copy											(i.e. ends of
	minutes and notes of testimony before grand jury as											justice or com-
	moot. (AEB-J)k cps mld											plexity of case
												outweighs de-
												fendants
												interests).
2-10	MO: Case set for change of plea on 2-11-77, at 11:00 A.M.											U. Time between
	(AEB-J)b nts by phone											guilty plea and
												plea with-
												drawal
												V. Grand Jury in-
												dictment ex-
												tended per
												3161 (b).

  

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
9-1-78	\$2,000.00 (last)				
9-21-78	\$2,000.00 pd				

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-11-77	(Document No.) Case called for change of plea. Deft. present & rep. Govt. Rep. Deft. placed under oath, w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY As charged in Cts. 1, 16 & 17. Deft. waives jury; waiver signed & filed in open court. Indict. read. Sentence set on 3-1-77, at 10:00 A.M. Deft. remanded to USM. (AEB-J)b				
2-28	MO: Sentencing passed until further order of the Court. (AEB-J)b nts by phone				
3-7	MO: Case set for sentencing on 3-15-77, at 10:00 A.M. (AEB-J)b nts mld				
3-15	Case called for sentencing. Deft. present & rep. Govt. rept. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Milton Steven McGugin Ct. 1 - Atty. Gen. - One (1) year, to run concurrently w/sent. deft. is now serving. Ct. 16 - Impos. of sent. is suspended & deft. is placed on probation for period of five (5) years. Ct. 17 - Impos. of sent. is suspended & deft. is placed on probation for period of Five (5) years, to run concurrently w/prob. imposed in Ct. 16. Spec. condition of prob. is that deft. make restit. to Ct. Clk. in amt. of \$2,000.00, at rate of \$50.00 a mo. to begin 1 mo. after release from institution, for payment to grain companies. Deft. remanded to USM. (AEB-J)b				
3-15	Judgment & Commitment, filed & entered. (AEB-J)b				
3-15	Two c/c of J&C to USM. b				
3-15	Two c/c of J & C to probation. b				
3-25	Return on USM service of WHCAP, filed. Executed by taking deft. into custody at FCI, Ft. Worth, TX, & transporting him to Tulsa Co. Jail, Tulsa, OK, for USDC for ND Okla., on 12-11-76.k				
3-25	Return on USM service of WHCAP & J&OofP, filed. Executed by taking deft. into custody at FCI, Ft. Worth, Tx, on 2-10-77 & delivering him to Tulsa Co. Jail, Tulsa, OK, on 2-10-77, and by taking deft. into custody at Tulsa Co. Jail, Tulsa, OK, on 3-21-77 & delivering him to Med. Center for Fed. Prisoners, at Springfield, MO, on 3-21-77 at request of FCI, Ft. Worth, TX. J&O of P executed by delivering deft. to Tulsa Co. Jail, Tulsa, OK, on 3-15-77 & delivering him to MCFP at Springfield, MO, on 3-21-77.k				
6-17	REPORT and order terminating prob. prior to orig. expiration date. (HDC-J)hm				



PETTY OFFENSE PG ☐ JUDGE/MAGISTRATE: Assigned  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Dis./Sentence  
 FELONY Fel ☒ District Office 3-22-77

Box 477, Vian, OK 74962 PH: 489-7907  
 vs. PARKER, LACY LEE (38) Box 1500  
 Gen. Del., Tahlequah, OK 74464  
 PH: 457-5520 El Reno, OK 73036 JUVENILE

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 5

Yr. Docket No. Def.

U.S. MAG.  
CASE NO.U.S. TITLE/SECTION  
18:371

OFFENSES CHARGED  
 Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

ORIGINAL COUNTS  
1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

2 - 5

Deft.add: c/o Jack Craig, Rt.1, Box 552, Cookson, OK 74427  
 PH: 457-4136

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

## ARREST or

U.S. Custody Began

12-13-76

Summons Served

First Appearance

## INDICTMENT

High Risk Date

12-7-76

Indict. Waived

In Charging District

## ARRAIGNMENT

Information

12-7-76

Superseding

Indict/Info

Final Plea

## TRIAL

Trial Set For

12-21-76

1st Plea

12-21-76

Final Plea

## SENTENCE

Disposition of Charges

12-23-77

Trial Began

2-23-77

Trial Ended

3-2-77

## BAIL • RELEASE

AMT

Set

Date

12-7-76

Bail Not Made

Status Changed  
(See Docket)

Fugitive

Pers. Recog.

PSA

10% Deposit

Surety Bond

Collateral

3rd Prty Cust

Other

On All Charges

On Lesser \*  
Offense(s)

Acquitted

Dismissed:

WOP: WP

On Government's Motion

## MAGISTRATE

Search Warrant

Issued

Return

Summons

Issued

Served

Arrest Warrant Issued

COMPLAINT

OFFENSE

(In Complaint)

DATE

INITIAL/NO.

INITIAL APPEARANCE DATE

PRELIMINARY EXAMINATION

OR

REMOVAL HEARING

WAIVED

NOT WAIVED

INTERVENING INDICTMENT

Date Scheduled

Date Held

Tape Number

INITIAL/NO.

OUTCOME:

DISMISSED

HELD FOR GJ OR OTHER PRO-  
CEEDING IN THIS DISTRICTHELD FOR GJ OR OTHER PRO-  
CEEDING IN DISTRICT BELOW:

U.S. Attorney or Asst.

Ken S. S. S.  
 Hubert H. Bryant  
 Asst. U.S. Attorney

## ATTORNEYS

Defense: ☐ CJA ☒ Ret. ☐ Waived. ☐ Self. ☐ None / Other, ☐ PD. ☐ CD

Carl Robinson (Rev) PH: -- 918/687-5424-  
 213 North 3rd Street Lewis Perrault, III, Appt.  
 Muskogee, OK 74401 4143 E. 31st  
 Tulsa, OK 74135  
 749-8891

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), JENKINS(6), BROWN(7), WYCHE(8),  
DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14).

DATE

(DOCUMENT NO.)

PROCEEDINGS

ABLE DELAY

(a) (b) (c) (d)

12-7 Record vote of the Grand Jury Concurring, fld. in Open Court. v  
 12-7 Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. 2 12-7-76 M  
 (Allen E. Barrow, Chief U.S. Dist. Judge)v  
 12-8 Warrant issued. v  
 12-14 Info. sheet, financial aff. & waiver of counsel, fld. v  
 12-14 Appearance Bond of Deft. Parker in the amount of \$2,500.00,  
 surety, fld. w/conditions of release. (Claudine S. Barnes, Mag.)v  
 (Bond made on 12-13-76)  
 12-14 MO: Case set for ARRAIGNMENT & PLEA on 12-21-76 at 10:00 a.m.  
 Deft. granted 10 days from this date to file any and all  
 pretrial motions; Govt. then granted 5 days to file response.  
 (AEB-J)v -notices mld. cert.  
 12-14 W/Arrest, ret. & filed: deft. Lacy Lee Parker arrested on  
 12-13-76. g 2 12-13-76 M 7

Cont'd

Appeal bond Surety;  
 Midland Insur. Co. P.O. Box 265, Sallisaw, OK 74955  
 SURETY: Bill Chenhall, c/o Allied Fidelity Insur. Co.  
 624 So. Denver, Tulsa, OK 74119

DATE		Lacy Parker 76-CR-158-5	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				LETTER CODES
		(DOCUMENT NO.)			Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
12-21			Case called for arraignment & plea. Deft. present & rep. Govt. rep. Deft. acknow. receipt of indict., is advised of charge & enters plea of NOT GUILTY to Cts. 1,2,3,4 & 5. Case set for jury trial on 1-17-77, at 9:30 A.M. Bond cont'd. (AEB-J)b						A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244)
12-22			Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml w/affid.						
1-11-77			MO: Case stricken from Jury trial docket of 1-17-77, to be reset on the next trial docket. (AEB-J)ph notices mld						B. NARA Examination (28 U.S.C. 2902)
1-25			MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k						C. State or Federal trials on other charges.
1-26			Appl. of A. Carl Robinson to withdraw as atty. for deft., filed.k						D. Interlocutory Appeals.
1-27			Order, filed, allowing atty for deft. to w/draw & directing deft. to inform Ct. Clk's office w/in 24 hrs. from receipt of order the name of new counsel & if unable to retain counsel to report to U.S. Magistrate to complete appropriate affid. to obtain appointed counsel. (AEB-J)b cps mld						E. Hearings on pretrial motions.
1-28			MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s (AEB-J) nts. by cert. ml. w/affid.						F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
2-8			Deft's motion for continuance, filed.s Cy to Dene						G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
2-9			Order, filed, sustaining deft's motion for continuance & continuing trial to 2-22-77, at 10:00 A.M. (AEB-J)b cps mld						H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition
2-18			MO: Jury trial set for 2/22/77 is passed to Wed., 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned						I. Prosecution deferred by mutual agreement.
2-25			Case called for Jury trial & tried to Jury on 2-23, 2-24, 2-25 on Defts' Parnell, Parker, Brown, Wyche, Gunning, Guffey, Leathers & Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to reconvene 2-25-77, at 10:00. 2-25-77, all defts. present & rep. except deft. Gunning not present. Govt. rep..Ct. revokes bond on Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Deft. Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial. (AEB-J)b						M. Unavailability of defendant or essential witness.
2-25			Govt. exhibits 1 thru 65, filed.b						N. Period of mental or physical incompetence of defendant to stand trial.
2-28			Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testimony in camera. Jury brought in & Govt. case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike testimony of all co-defts (Cont'd)						O. Period of NARA Commitment or Treatment.
									P. Superseding indictment and/or new charges.
									R. Defendant awaiting trial of Co-defendant when no severance has been granted.
									T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants interests).
									U. Time between guilty plea and plea withdrawal.
									W. Grand Jury indictment extended per 3161 (b).

B. NARA Examination (28 U.S.C. 2902)

C. State or Federal trials on other charges.

D. Interlocutory Appeals.

E. Hearings on pretrial motions.

F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 &amp; 40).

G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).

H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition

I. Prosecution deferred by mutual agreement.

M. Unavailability of defendant or essential witness.

N. Period of mental or physical incompetence of defendant to stand trial.

O. Period of NARA Commitment or Treatment.

P. Superseding indictment and/or new charges.

R. Defendant awaiting trial of Co-defendant when no severance has been granted.

T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants interests).

U. Time between guilty plea and plea withdrawal.

W. Grand Jury indictment extended per 3161 (b).



UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

LACY LEE PARKER

76-CR-158 - 5

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
2-28 cont	d. who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M. (AEB-J)b				
2-28	Govt. exhibits 66 thru 82, filed. b				
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrgs at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M. (AEB-J)jj				
3-1	Deft. Gunning's Motion in Liminae, filed.jj				
3-2	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft. Parnell GUILTY to Cts. 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,&5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1, Leathers GUILTY to Ct.; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts' request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Setencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-3-77	Appearance bond in amt. of \$10,000.00,Surety, filed, w/order spec. methods & conditions of release. b				
3-14	Reporter's partial tranxcript of proceedings had on 2-28-77, filed. (GRD-CSR)k				
3-15	Deft renewed mot. for judgment of acquittal, filed w/ adoption of reasons submitted by deft. Cox in his renewed mot. for Judgment of Acquittal.ho				

DATE 1977	76-CR-158-5 PARKER (Document No.)	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
			(a)	(b)	(c)	(d)
3-15	Deft's mot. for new trial w/ adoption of deft. Cox' brief, filed.k					
3-21	Govt's response to deft's mots. for judgment of acquittal and for new trial, filed.k cpy to Dene					
3-22	Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motions for new trial & for acquittal overruled. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Lacy Lee Parker Ct. 1 - Atty. Gen. - Two (2) years. Cts. 2,3,4 & 5 - Impos. of sentence is suspended & deft. is placed on probation for period of five (5) years as to each count, counts 3,4 & 5 to run concurrently w/prob. imposed in Ct. 2. /Spec. condition of probation is that deft. make resiti. in amt. of \$12,439.00 to Ct. Clk at rate of \$230.35 a mo. begin 2nd month after release from instit, for payment to grain companies. Deft. advised of right to appeal & bond set at \$15,000.00. Deft. remanded to USM. Bond exonerated.(AEB-J)b					
3-22	Judgment & Commitment, filed & entered.(AEB-J)b					
3-22	Two c/c of J & C to USM. b					
3-22	Two c/c of J& C to probation. b					
3-22	Appear. bond in amt. of \$15,000.00 Surety, filed, w/order spec. methods & conditions of release. b					
2-23	Motion of Deft. Lacy Lee Parker to allow him to leave the jurisdiction of this Court during the time of his appeal. fld. ho cpy to Dene by Atty.					
3-23	Notice of appeal by def. from verdict of 3/2/77 and J&C of 3/22/77, filed. rm copy to USCA					
3-23	Order, filed, allowing deft. to leave NDO & may travel between Gore, OK, his home; to Muskogee, Ok. to work & may travel in the capacity of truck driver re employment.(CSB-Mag) cps mld					
4-20	Designation of record on appeal, filed. rm					
5-4	Order, filed, extending time to transmit appeal to 6/21/77.(AEB-J)rm-copies mailed					
6-20	Reporter's transcript of all proceedings, filed. (pp. 1-699) (3 volumes) (G.Dorrough-CR)rm					
6-21	Orig. record on appeal (6 vols) transmitted to USCA.rm					
8-15	Deft. mot. to reduce or correct sentence, fld. ho					
8-17-78	Mandate and opinion of 10th Circuit, filed and spread of record, affirming ct. judg., and directing deft. to surrender 10 days from this date. rm					
8-30	Deft. mot. to vacate, fld. ho (78-C-426)					
10-2-78	Ret. on J&C, fld. executed by delivering Deft. to FCI Leavenworth, KS on 9-26-78. ho					
10-10-78	Appeal record (6 vols) received from 10th Cir. rm					
12-13-78	Case referred to Mag. pursuant to local rule M-128, (AEB-J)ho					

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET U. S. vs LACY LEE PARKER

76-CR-158-5

Yr. | Docket No. | Def.

DATE 1978	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
12-14-78	Order, fld. It is ordered that the mot. pursuant to 28 USC §2255 of Lacy Lee Parker is overruled & dismissed. It is further ordered that the rule 35 mot. for discretionary mod. of sentence is overruled. (AEB-J)ho c/m				
1984 7-25	PETITION of Prob. Office for revocation hrg., with ORDER (HDC-J)rm-2 cert. USP				
7-26	Summons issued on Revocation Petition. Deft. to appear on 9/11/84, 3:30 p.m. before Judge Cook for revocation hrg. rm				
7-27	RETURN on subpoena. t				
8-3	RETURN on summons; served deft, Lacy Lee Parker @ Wagoner County on 7-31-84.a				
8-15	RETURN on subpoena; served Bill Haney @ Thomas, Ok. on 8-8-84. t				
9-11	REVOCATION HRG. HELD. Witnesses sworn & testify. Govt. Exhs. 1 and 2 admitted. [w/minute sheet]. Deft. adms. violation #3. Viol. #1 abandoned by govt. Hrg. held on Viol. #2. Hrg. contd. to 10/19/84, at 1:15 p.m. (HDC-J) (ES-cr)rm				
10-19	Min: CONTD. REVOCATION HRG. HELD. Allegations restated by Prob. office. Addl. hrg. waived by deft. Ct. revokes deft. prob. as to Cts. 2, 3, 4 and 5. Addl. PSI ordered. Sentencing set 11/27/84, 1:15 p.m. (HDC-J) (ES-cr)rm				
11-27	SENTENCING. Ct. 2 - A.G. - 18 mos. Cts. 3,4,5 - fined \$2,000 ea. ct. [total \$6,000] Deft. to stand committed until pd or otherwise released according to due process of law. Exec. deferred til 12/10/84, 9 a.m. Deft. allowed to surrender to designated institution. (HDC-J) (ES-cr)rm				
11-27	ORDER OF REVOCATION entered. (HDC-J)rm - c/counsel, USM, USP				
12-18	RETURN on order of revocation; deft voluntarily surrendered on 12-10-84.a				
1-10-85	MOTION of deft for reduction of sentence under rule 35.a (deft @ El Reno--P.O. Box 1500 03215-062, El Reno Camp El Reno, OK 73036)a				
1-30	ORDER, entered, overruling Deft. Lacy L. Parker's mot. for reduction of sentence; Ct. finds sentence appropriate, just & reasonable under the circumstances of this case. (HDC-J) pt cps/mld				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	<p>OFFICE (918) 687-5424 RES. (918) 682-4218 MUSKOGEE, OKLA. 74402-0087</p> <p>A. CARL ROBINSON ATTORNEY AT LAW</p> <p><i>On Revocation</i></p> <p>ROBINSON, LOCKE, GAGE, FITE &amp; WILLIAMS 530 COURT STREET P.O. BOX 87</p>				

## CRIMINAL DOCKET - U.S. District Court

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel XX District Office 3-15-77

vs. JENKINS, LLOYD LEE, II (29)  
 12 E. 12 St., Apt. 302  
 Tulsa, OK 74119  
 (LAST, FIRST, MIDDLE) PH: 446-3522

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14  
 JUVENILE

76 - CR - 158 - 6

Yr. Docket No. Def.

U.S. MAG.  
CASE NO.

BAIL • RELEASE

☐ Denied ☐ AMT ☐ Fugitive  
☐ Set ☐ Pers. Recog.  
☐ PSA

\$ 2,500.00 conditions  
☐ Date ☐ 10% Deposit  
 12-7-76 ☒ Surety Bond/C.  
☐ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

U.S. TITLE/SECTION

OFFENSES CHARGED

ORIGINAL COUNTS

18:371

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

2-16.

3, 4, 5, 7, 8, 9, 10, 12, 13

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL
U.S. Custody Began 12-8-76	High Risk Date 12-7-76	12-16-76	Trial Set For 1-17-77
Summons Served	Indict. Waived <input type="checkbox"/>	1st Plea 12-16-76	Voir Dire <input type="checkbox"/>
First Appearance	In Charging District	Final Plea 2-10-77	Trial Began <input type="checkbox"/>
	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>		Trial Ended <input type="checkbox"/>

## SENTENCE

Disposition of Charges 3-15-77

☒ Convicted ☐ On All Charges  
☐ Acquitted ☒ On Lesser \*  
☒ Dismissed: ☐ WOP: ☐ WP

☒ On Govern'ts Motion re cts.

3, 4, 5, 7, 8, 9, 10, 12, 13

## MAGISTRATE

DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Search Warrant Issued		PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED
Summons Issued		<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
Arrest Warrant Issued		<input type="checkbox"/> INTERVENING INDICTMENT		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
COMPLAINT				
OFFENSE (In Complaint)				

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Bill Pate PH: 582-1841  
 630 West 7th  
 Tulsa, OK 74127

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), MCGUGIN(4), PARKER(5), BROWN(7), WYCHE(8),  
 DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14).

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY
12-7		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7		Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8		Warrant issued. v	
12-8		MO: Bond changed to \$2,500.00, O.R. this date. (AEB-J)v	
12-8		Information sheet on deft., fld. v	
12-8		Waiver of counsel, fld. v	
12-8		Appearance Bond of Deft. in the amount of \$2,500.00, personal, fld. and made this date w/conditions of release. (Claudine S. Barnes, Mag.)v	
12-9		MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. Deft. granted 10 days from this date to file any and all pretrial motions; Govt. will then be granted 5 days to file response. (AEB-J)v -notices mld. cert.	
12-9		Return on Warrant for Arrest of Deft. Jenkins, fld. Rec'd & executed by arresting deft. on 12-8-76 in Tulsa, OK. v	2 12-8-76 M 2

DATE		Lloyd Lee Jenkins, II	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				LETTER CODE
'76		(DOCUMENT NO.)	76-CR-158-6		Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
12-16		Case called for ARRAIGNMENT & PLEA. Govt. rep. Deft. appears with counsel. Deft. acknowledges receipt of Indictment and is advised of charge. Deft. is arraigned and enters a plea of NOT GUILTY as to Counts 1 thru 16. Case set for JURY DOCKET of 1-17-77 at 9:30 a.m. Deft. to stand on present bond. (AEB-J)v							A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).
12-22		MO: Case set for jury trial on 1-17-77, at 9:30 A.M.(AEB-J)b nts b y cert ml w/affid							B. NARA Examination (28 U.S.C. 2902).
1-11-77		MO: Case stricken from Jury Trial Docket of 1-17-77 to be reset on next trial docket. (AEB-J)ph cps mld							C. State or Federal trials on other charges.
1-13		Deft's motion to reconsider conditions of release, filed.s 0 to J							D. Interlocutory Appeals.
1-13		Order, filed, that restrictions previously stated as condition of deft's release to bail ordering him to remain within the ND/Okla and the same are removed allowing him to travel outside the district in the course of his employment as a truck driver. Further, that deft. appear in this Ct. at a date to be subsequently determined and that notice to deft's atty. shall constitute valid and sufficient notice to this deft.s (AEB-J) cps. mld.							E. Hearings on pretrial motions.
1-25		MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k							F. Transfers from other districts (per F.R.C.P. Rules 20, 21 & 40).
1-28		MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s (AEB-J) nts. by cert. ml. w/affid.							G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
2-10		MO: Case set for change of plea on 2-10-77, at 4:00 P.M.(AEB-J)B nts by phone							H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
2-10		Case called for change of plea. Deft. present & rep. Govt. rep. Govt. requests Ct. to proceed on Cts. 1,2,6,11 & 16 only. Deft. placed under oath, w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged to Cts. 1,2,6, 11 & 16. Deft. waives jury; waiver signed & filed in open court. Indict. read. Ct. orders pre-sentence report. Sentencing set 3-1-77, 10:00 A.M. Govt. moves for dismissal of remaining Cts. Ct. accepts. Order for Dismissal of Cts. 3,4,5,7,8,9,10,12,13, 14 & 15, signed & filed. Bond cont'd.(AEB-J)b							I. Prosecution deferred by mutual agreement.
2-10		Order for Dismissal, filed, as to Cts. 3,4,5,7,8,9,10,12,13, 14 & 15.(AEB-J)b							M. Unavailability of defendant or essential witness.
2-28		MO: Sentencing passed until further order of the Court.(AEB-J)b nts by phone							N. Period of mental or physical incompetence of defendant to stand trial.
3-7		MO: Case set for sentencing on 3-15-77, at 10:00 A.M.(AEB-J)b nts mld							O. Period of NARA Commitment or Treatment.
3-15		Case called for sentencing. Deft. present & rep. Govt. rep. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Lloyd Lee Jenkins, II							P. Superseding indictment and/or new charges.
CONTINUED									

W. Grand Jury indictment extended per 3161 (b).

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

Lloyd Lee Jenkins, II

76-CR-158-6

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
Sent. cont.	(Document No.) Cts. 1, 2, 6, 11 & 16 - Impos. of sentence is suspended & deft. is placed on probation for period of Five (5) years as to each count, cts. 2, 6, 11 & 16 to run concurrently with probation imposed in Ct. 1. Spec. condition of probation is that deft. make restit. to Ct. Clk. in amt. of \$6,195.09, at rate of \$135.00 a mo., to begin 1 month from this date, for payment to grain companies. Bond exonerated. (AEB-J)b				
3-15	Judgment & Order of Probation, filed & entered. (AEB-J)b				
3-15	Two c/c of J & Ord. of Prob. to probation. b				
3-23	Order, filed, that the five (5) years probation imposed in this case begin at the termination of the defendant's present incarceration, and that the monthly payments for restitution begin not later than two months after release. (CSB-Mag) b cps to prob. & Attys				
9-14	Reporter's transcript of proceedings had on 3-15-77, sentencing, filed. ph				
3-16-81	REPORT & ORDER terminating prob. prior to original expiration date. (HDC-J) pt cps/mld				
4-14-81	ORDER of discharge from probation. (HDC-J) am				
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>10-29-79 135.00</p> <p>11-7-79 \$675.00 paid</p> <p>11-26-79 135.00</p> <p>12-28-79 135.00</p> <p>1-31-80 135.00</p> <p>2-13-80 \$405.00 pd</p> <p>2-24-80 135.00</p> <p>3-26-80 135.00</p> <p>5-7-80 135.00</p> <p>5-30-80 135.00</p> <p>6-26-80 \$540.00 pd</p> <p>7-2-80 135.00</p> <p>7-28-80 135.00</p> </div> <div style="width: 45%;"> <p>8-28-80 \$135.00</p> <p>9-24-80 \$405.00 pd.</p> <p>10-8-80 \$135.00</p> <p>11-10-80 135.00</p> <p>12-12-80 \$135.00</p> <p>12-16-80 405.00 pd</p> <p>1-5-81 \$135.00</p> <p>2-24-81 135.00</p> <p>3-27-81 270.00</p> <p>3-24-81 1,465.09</p> <p>3-27-81 1,870.09</p> </div> </div>					



UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
	(Document No.)	(a)	(b)	(c)	(d)

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel **XX** District Office

vs. BROWN, R.D. (38)

2805 So. Cherokee, Lot #5  
Muskogee, OK 74401

(LAST, FIRST, MIDDLE)

PH: 683-6958

JUVENILE

Case Filed  
Mo. Day

12 07

No. of Def's

\* 14

76 - CR - 158 - 7

Yr. Docket No. Def.

U.S. TITLE/SECTION

18:371

OFFENSES CHARGED

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

ORIGINAL COUNTS

1

18:2314,2

Induced interstate transportation of forged  
 securities.

2-15.

(\$10,000.00 and/or 10 Yrs. ea. ct.)

Surety: International Fid. Insur.  
 215 W.5th,Tulsa, OK 74103

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

ARREST or

U.S. Custody Began

12-10-76

Summons Served

First Appearance

INDICTMENT ☒Information ☐

12-7-76

Indict. Waived ☐In Charging  
DistrictSuperseding  
☐ Indict/Info ☐

ARRAIGNMENT

12-16-76

1st Plea

12-16-76

Final Plea

Trial Set For

1-17-77

☒ NG ☐ G ☐ NOL  
 { G. Plea  
 W/Drawn

☐ NG ☐ G ☐ NOL

TRIAL

Voir Dire ☐

2-23-77

Trial Began ☒ J2-23-77 ☐ J

Trial Ended

3-2-77

SENTENCE

Disposition  
of Charges

3-22-77

☒ Convicted☐ Acquitted☐ Dismissed:☐ On All Charges☒ On Lesser \*  
Offense(s)☐ WOP: ☐ WP☐ On Govern'ts Motion

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued					
Arrest Warrant Issued	Return					
COMPLAINT	Served					
OFFENSE (in Complaint)						

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☒ CJA, ☐ Ret: ☐ Waived, ☐ Self, ☐ None / Other: ☐ PD, ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

William R. Grimm PH: 583-1115  
 201 W. 5th St., Suite 400, Tulsa, OK 74103  
 1600 Philtower Bldg.

SURETY: International Fidelity Insurance Co.  
 215 W. 5th St., Tulsa, OK 74103

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), WYCHE(8),  
 DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14).

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
12-7		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7		Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8		Warrant issued. v	
12-10		Information Sheet, Financial Aff., and Waiver of counsel, fld. v	
12-10		Appearance Bond of Deft. in the amount of \$2,500.00, surety, fld. w/conditions of release. (Claudine S. Barnes-Mag.)v	
12-10		MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. Deft. granted 10 days from this date to file any and all pretrial motions; Govt. then granted 5 days to file response. (AEB-J)v -cps mld. cert.	
12-14		W/Arrest, ret. & filed: arrested R. D. Brown 12-10-76. g	2 12-10-76 M 4
12-16		Case called for ARRAIGNMENT & PLEA. Govt. rep. Deft. appears with counsel. Deft. acknowledges receipt of Indictment & is advised of charge. Deft. if arraigned and enters a plea of NOT GUILTY as to Counts 1 thru 15. Case set on the JURY DOCKET of 1-17-77 at 9:30 a.m. Deft. to stand on present bond. Deft. requests permission to travel throughout the State & Court grants. (AEB-J)v	

DATE	(DOCUMENT NO.)	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				Total Days (d)	For Identifying Periods of Excludable Delay Per 18 U.S.C. 3161(h)
				Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)			
12-22		MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml w/affid.			PA				A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).
12-23		MO: The deft. R. D. Brown, is hereby permitted to file his three motions, (1) for severance and separate trial, (2) for inspection of grand jury minutes, or, alternatively for particulars as to what evidence was presented to the grand jury, and (3) to produce exculpatory evidence, out of time. The prosecution is allowed five (5) days from the date of this order to respond.s (AEB-J) cps. mld.		2-23-82	56.76				B. NARA Examination (28 U.S.C. 2902).
12-23		Deft. Brown's motion for severance and separate trial, filed.s		3-31-82	56.76				C. State or Federal trials on other charges.
12-23		Affidavit of Wm. R. Grimm on behalf of deft., filed.s		4-14-82	56.76				D. Interlocutory Appeals.
12-23		Motion for inspection of grand jury minutes, or, alternatively, for particulars as to what evidence was presented to the grand jury, filed.s		5-26-82	56.76				E. Hearings on pretrial motions.
12-23		Affidavit of William R. Grimm, filed.s		6-11-82	113.52				F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
12-23		Deft's motion to produce exculpatory evidence, filed.s		1983					
12-23		Brief in support of motion for inspection of Grand Jury Minutes, filed.s		5-4	56.76				
12-29		Response of Govt. to Mot. of Deft. Brown for severance, fld. v -cpy to Dene		6-10	56.76				
12-29		Response of Govt. to mot. of Deft. Brown for disclosure of matters occurring before the Grand Jury, fld. v -cpy to Dene.		8-4	56.76				
12-29		Response of Govt. to mot. of Deft. Brown to inspect all evidence favorable to him, fld. v -cpy to Dene.		9-13	56.76				
1-11-77		MO: Case stricken from Jury Trial Docket of 1-17-77, to be reset on next trial docket. (AEB-J)ph notices mld		9-30	113.52				
1-25		MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k							
1-28		MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s (AEB-J) nts. mld. by cert. ml. w/affid.							
2-9		Order, filed, overruling, without prejudice, motion for severance and separate trail. (AEB-J)k cps mld							
2-9		Order, filed, overruling as moot mot. to produce exculpatory evidence, material and information, without prejudice. (AEB-J)k cps mld							
2-9		Order, filed, overruling mot. for inspection of grand jury minutes, or for particulars. (AEB-J)k cps mld							
2-14		Case called for jury trial. Deft. present. Co. not present. Govt. rep. Trial passed to 2-22-77, at 10:00 A.M. (AEB-J)b							
2-18		MO: Case passed from jury docket of 2/22/77 to Wed., 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned							
2-22		Requested Instructions, fld. by Deft. Brown. v							

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
3-15-79	56.76	6-19-79 56.76	9-17-79	56.76	12-18-79 56.76
3-29-79	56.76	6-22-79 120.28	10-24-79	56.76	1-14-80 56.76
4-17-79	56.76	7-18-79 56.76	11-7-79	227.04	2-15-80 170.28
5-16-79	56.76	8-15-79 56.76	11-19-79	56.76	2-20-80 56.76
					3-21-80 56.76

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-25	(Document No.) Case called for Jury trial & tried to Jury on 2-23, 2-24, 2-25 on Defts' Parnell, Parker, Brown, Wyche, Gunning, Guffey, Leathers & Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to reconvene 2-25-77, at 10:00. 2-25-77, all defts. present & rep. except deft. Gunning not present. Govt. rep. Ct. revokes bond on Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial (AEB)jj				
2-25	Govt. exhibits 1 thru 65, filed.jj				
2-28	Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re: Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testimony in camera. Jury brought in & Govt. case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike test. of all co-defts who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M. (AEB-J)jj				
2-28	Govt. exhibits 66 thru 82, filed.jj				
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrsg at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M. (AEB-J)jj				
3-1	Deft. Gunning's Motion in Liminae, filed.jj				
3-2	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding				

(Continued)

Interval

Start Date

Ltr. Total

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-2-77	Cont. (Document No.) Deft. Parnell GUILTY to Cts. 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,&5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1, Leathers GUILTY to Ct.; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts' request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Sentencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k <i>Withd. from by D. to in case no. 72 in appeal record.</i>				
3-17	Deft R.D. Brown renewed motion for judgment of acquittal, Motion for New Trial, & Memorandum Brief of Authority. fld. ho <i>cpy to Dene</i>				
3-21	Govt's response to deft's mots. for judgment of acquittal & for new trial, filed.k <i>cpy to Dene</i>				
3-22	Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motions for new trial & acquittal overruled. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - R. D. Brown Ct. 1 - Atty Gen. - Sixty (60) months, & on condition that deft. be confined in jail type instit. for period of six (6) mos, the execution of remainder of sent. of imprisonment is hereby suspended & deft. is placed on probation for fifty-four (54) mos. Spec. condition of probation is that the deft. make restit. to Ct. Clk. in amt. of \$3,065.00 at rate of \$56.76 a mo., to begin 2nd mo. after release from instit., for payment to grain companies. Deft. advised of right to appeal & appeal bond set at \$5,000. Deft. gives oral notice of appeal. Deft. remanded to USM. Bond exonerated.(AEB-J)b				
3-22	Judgment & Commitment, filed & entered.(AEB-J)b				
3-22	Two c/c of J&C to USM. b				
3-22	Two c/c of J&C to probation. b				
3-22	Appear. bond in amt. of \$5,000 Surety, filed,w/order spec. methods & conditions of release.b				
3-22	Deft's motion for permission to leave jurisdiction,filed.b				
3-22	Order, filed, allowing deft. to travel from home in Muskogee,OK & for purpose of employ. to Ark. La. Mo.,Tx. N.M., Colo. & Ks. (CSB-Mag) b cps mld				
3-24	Notice of appeal by deft., filed. cp to USCA & US Atty.g				

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-25-77	(Document No.) Designation of record on appeal, filed. cp to Ct.Rptr.				
4-8-77	Appl. of def. to stay execution of sentence pending appeal, filed. rm - copy to Dene				
4-12	Order, filed, that applic. of Deft. to stay execution of sentence pending appeal is hereby overruled as moot. (AEB-J)b cps mld				
5-4	Order, filed, granting ext. of time to transmit appeal to 6/21/77. (AEB-J)rm-copies mailed				
6-20	Reporter's transcript of all proceedings, filed. (pp. 1-699)(3 volumes)(G.Dorrough-CR)rm				
6-21	Orig. record on appeal (6 vols) transmitted to USCA.rm				
8-15	Deft. mot. to reduce or correct sentence, fld. ho				
8-17	Mandate and opinion of 10th Circuit, filed and spread of record, affirming ct.'s judg, and directing def. to surrender 10 days from this date. rm				
8-30	Deft. mot. to vacate. fld. ho (78-C-427)				
10-2	Ret. on J&C, fld. executed by delivering Deft. to FCI Leavenworth, KS on 9-26-78. ho				
10-10	Appeal record (6 vols) received from 10th Cir. rm				
12-13-78	MO: Case referred to Mag. pursuant to local rule M-128. (AEB-J)ho				
12-14-78	Order, fld. It is ordered that the mot. pursuant to 28 USC §2255 of R. D. Brown is overruled & dismissed. It is further ordered that the rule 35 mot. for discretionary mod. of sentence is overruled. (AEB-J)ho c/m				
7-12-83	PETITION FOR ACTION of Prob. Dept. that def. be extended for a period of 6 months with expiration date being 1-14-84, w/ORDER of Court directing same. (HDC-J) kg (with modification hrg waiver)				

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
4-22-80	56.76	7-23-80 56.76	11-24-80 113.52	3-16-81 56.76	6-17-81 56.76
5-20-80	56.76	8-26-80 56.76	12-16-80 170.28 pd.	3-27-81 221.04	7-21-81 120.28 pd
6-24-80	56.76	9-23-80 56.76	1-16-81 56.76	4-14-81 56.76	5-4-81 56.76
6-26-80 283.80 pd		9-24-80 3113.52 pd	2-17-81 113.52	5-20-81 56.76	9-18-81 56.76
					10-27-113.52

[illegible]



## CRIMINAL DOCKET - U.S. District Court

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ District Office 3-22-77  
 FELONY Fel ☒

vs. WYCHE, LARRY G. 37  
 Route 1, Stilwell, OK 74960  
 PH: 918/774-3505  
 (LAST, FIRST, MIDDLE)

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 8

Yr. Docket No. Def.

U.S. MAG.  
CASE NO.

BAIL • RELEASE

☐ Denied ☐ AMT ☐ Fugitive  
☐ Set ☐ Pers. Recog.  
☐ PSA

\$2,500.00 conditions  
☐ Date ☐ 10% Deposit  
 12-7-76 ☒ Surety Bond /C.  
☐ Bail Not Made ☐ Collateral  
☐ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

U.S. TITLE/SECTION

OFFENSES CHARGED

ORIGINAL COUNTS

18:371

Conspire against USA re interstate transpor- 1  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

18:2314,2

Induced interstate transportation of forged 6-15.  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT <input checked="" type="checkbox"/>	ARRAIGNMENT	TRIAL
U.S. Custody Began 12-16-76	High Risk Date 12-7-76	12-16-76	Trial Set For 1-17-77
Summons Served	Indict. Waived <input type="checkbox"/>	1st Plea 12-16-76	Voir Dire 2-23-77
First Appearance	In Charging District	Final Plea	Trial Began <input checked="" type="checkbox"/> 2-23-77
	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>		Trial Ended 3-2-77
			<input type="checkbox"/> NG <input type="checkbox"/> G <input type="checkbox"/> NOL

SENTENCE  
 Disposition of Charges  
☒ Convicted ☐ On All Charges  
☐ Acquitted ☒ On Lesser \* Offense(s)  
☐ Dismissed: ☐ WOP: ☐ WP  
☐ On Govern'ts Motion

MAGISTRATE		DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Search Warrant	Issued					<input type="checkbox"/> DISMISSED
	Return					<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
Summons	Issued					<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW
	Served					
Arrest Warrant Issued						
COMPLAINT						
OFFENSE (In Complaint)						

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Gene Stipe  
 P. O. Box 53567  
 Okla. City, OK 73105  
 524-2268

SURETY: Glenda Perry, c/o Allied Fidelity Insur. Co.  
 217 N. Harvey, Suite 104, OK City, OK 73102

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7),  
 DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14).

DATE	PROCEEDINGS	EXCLUDABLE DELAY
		(a) (b) (c) (d)
12-7	Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7	Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8	Warrant issued. v	
12-9	OK City Mag. office phoned this date. Deft. appeared there & advised of arraignment setting in this case on 12-16-76 at 10:00 a.m. v	
12-9	MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. (AEB-J)v	
12-13	Rec'd papers from W.D. of OK, including courtroom minute sheet and bond, fld. v	
12-13	Appearance Bond of Deft. in the amount of \$2,500.00, surety, fld. w/conditions of release. Bond was made 12-9-76. (Chas. R. Jones, Mag.)v	
12-16	Case called for ARRAIGNMENT & PLEA. Govt. rep. Deft. appears with counsel. Deft. acknowledges receipt of Indictment. Deft. is advised of charge. Deft. is arraigned and enters a plea of NOT GUILTY as to counts 1 thru 15. Deft. granted 10 days from this date to file motions; Govt. then granted 5 days to file response. Case set on JURY DOCKET of 1-17-77 at 9:30 a.m. Deft. to stand on present bond. Court grants Deft.'s request to travel in connection w/business. (AEB-J)v	2 12-16-76 M 10

DATE	WYCHE (DOCUMENT NO.)	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
				Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml w/affid.							A. Examination or hearing for mental or physical in- capacity (18 U.S.C. 4244).
12-27	Mot. of Deft. Wyche to permit inspection of Grand Jury minutes and transcript of testimony of witnesses, fld. v -cpy to Dene.							B. NARA Exam- ination (28 U.S.C. 2902).
12-27	Brief in support, fld. v							C. State or Federal trials on other charges.
12-27	Mot. of Deft. Wyche for severance, fld. v -cpy to Dene.							D. Interlocutory Appeals.
12-27	Brief in support, fld. v -cpy to Dene.							E. Hearings on pretrial motions.
12-27	Mot. of Deft. Wyche for bill of particulars, fld. v -cpy to Dene.							F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
12-27	Brief in support, fld. v -cpy to Dene.							
12-27	Mot. of Deft. Wyche for disclosure of exculpatory material and information, fld. v -cpy to Dene.							
12-27	Brief in support, fld. v -cpy to Dene.							G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
12-27	Mot. of Deft. Wyche for discovery and inspection, fld. v -cpy to Dene.							
12-27	Brief in support, fld. v -cpy to Dene.							H. Miscellaneous Proceedings: Probation or Parole revoca- tion, Deportation, Extradition.
1977 12-28	W/Arrest, ret. & filed: deft. Wyche arrested 12-9-76. g							I. Prosecution de- ferred by mutual agree- ment.
1-10	Pltf's response to mot. for discovery and inspection of deft. Wyche, filed.s Cy to Dene.							M. Unavailability of defendant or essential witness.
1-10	Pltf's response to mot. of deft. Wyche to permit insp. of grand jury minutes and transcript of testimony of witnesses, filed.s Cy to Dene.							N. Period of men- tal or physical incompetence of defendant to stand trial.
1-10	Pltf's response to mot. for bill of particulars of deft. Wyche, filed.s Cy to Dene.							O. Period of NARA Com- mitment or Treatment.
1-10	Pltf's response to mot. for severance by deft. Wyche, filed.s Cy to Dene							P. Superseding indictment and/or new charges.
1-10	Pltf's response to mot. to dismiss indictment of deft. Wyche, filed.s Cy to Dene							R. Defendant awaiting trial of Co-defendant when no severance has been granted.
1-10	Pltf's response to mot. for disclosure of exculpatory material and information of deft. Wyche, filed.s Cy to Dene							
1-11	MO: Case stricken from Jury Trial Docket of 1-17-77 to be reset on the next trial docket. (AEB-J)ph notices mld							T. Continuances Granted per 3161(h) (2) (i.e. ends of justice or com- plexity of case outweighs de- fendant's interests).
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k			3	1-25-77	G		U. Time between guilty plea and plea with- drawal
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s (AEB-J) nts. by cert. ml. w/affid.							W. Grand Jury in- dictment ex- tended per 3161 (b).
2-9	Deft's motion for continuance of trial setting on 2-14-77, filed.k cpy to Dene							
2-9	Order, filed, overruling, without prejudice, motion for severance and separate trial. (AEB-J)k cps mld			3	2-9-77	G	16	
2-9	Order, filed, overruling motion to dismiss indict- ment. (AEB-J)k cps mld							
2-9	Order, fld, overruling mot. for bill of particulars as moot. (AEB-J)k							

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
5-4-77	\$127.71	6-10-78 127.00	9-24-79	773.87	
5-27-77	127.71	7-25-78 1400.00	11-7-79	773.87	
8-2-77	127.71	8-21-78 527.08pd	paid in full		
9-21-77	127.00	12-21-78 447.00pd			
6-6-78	\$510.05pd	12-26-78 127.00			
	.084pd	3-29-79 127.00pd			

Yr. | Docket No. | Def.

DATE 1977	WYCHE (Document No.)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-9	Order, filed, overruling as moot mot. to produce exculpatory evidence, material and information, and mot. for discovery and inspection. (AEB-J)k cps mld				
2-9	Order, filed, overruling mot. to permit inspection of grand jury minutes and transcript of testimony of witnesses. (AEB-J)k cps mld				
2-9	Order, filed, continuing trial to 2-22-77, at 10:00 A.M. (AEB-J)b cps mld				
2-18	MO: Jury trial set for 2/22/77 is passed to Wed., 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned				
2-25	Case called for Jury trial & tried to Jury on 2-23, 2-24, 2-25 on Defts' Parnell, Parker, Brown, Wyche, Gunning, Guffey, Leathers & Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to reconvene 2-25-77, at 10:00. 2-25-77, all defts. present & rep. except deft. Gunning not present. Govt. rep. Ct. revokes bond on Gunning upon his appearance & <b>deft.</b> remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial (AEB)jj				
2-25	Govt. exhibits 1 thru 65, filed.jj				
2-28	Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re: Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testimony in camera. Jury brought in & Govt. case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike test. of all co-defts who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M. (AEB-J)jj				
2-28	Govt. exhibits 66 thru 82, filed.jj				
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrsg at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of (Continued)				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
3-1	Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M. (AEB-J)jj				
3-2	Deft. Gunning's Motion in Liminae, filed.jj				
	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft. <u>Parnell</u> GUILTY to Cts. 1, 16 & 17; <u>Parker</u> GUILTY to Cts. 1,2,3,4,&5; <u>Brown</u> GUILTY to Ct. 1; <u>Wyche</u> GUILTY to Ct. 1; <u>Gunning</u> GUILTY to Ct. 1; <u>Guffey</u> GUILTY to Ct. 1, <u>Leathers</u> GUILTY to Ct.; & <u>Cox</u> GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts' request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Setencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k				
3-17	Deft's Motion for Judgment of Acquittal, notwithstanding Verdict, or Alternatively motion for new trial, filed. b				
3-17	Memo. in support of Motion for Judgment, filed. b				
3-21	Govt's response to deft's mots. for judgment of acquittal and for new trial, filed.k copy to Dene				
3-22	Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motion for Judgment of acquittal & for new trial, overruled. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Larry G. Wyche Ct. 1 - Impos. of sent. is suspended & deft. is placed on prob. for period of two (2) years. Spec. condition of prob. is that Deft. make restit. to Ct.Clk. in amt. of \$3,065.00, at rate of \$127.71 a mo., to begin in April 1977. Deft. advised of right to appeal & appeal bond set at \$5,000. Bond exonerated. (AEB-J)b				
3-22	Judgment & Order of probation, filed & entered.(AEB-J)b				
3-22	Two c/c of J & Ord. of Prob. to probation. b				
3-28	Notice of appeal from order denying mo/judg. of acquittal and mo/new trial and J&C of 3/22/77,filed. rm - copy to USCA				

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
4-4-77	Designation of record on appeal, filed. rm				
5-4	Order, filed, granting ext. of time to transmit appeal to 6/21/77.(AEB-J)rm-copies mailed				
6-20	Reporter's transcript of all proceedings, filed. (pp. 1-699)(3 volumes)(G. Dorrough=CR)rm				
6-21	Orig. record on appeal (6 vols) transmitted to USCA.rm				
8-17-78	Mandate and opinion of 10th Circuit, filed and spread of record, affirming ct. judg., and directing deft. to surrender 10 days from this date. rm				
10-10-78	Appeal record (6 vols) received from 10th Cir. rm and entered				
3/5/79	Appl. and Order , fld./ that the probationary sent. of Deft. Wyche be extended for 6 Mos., reflecting a new expiration date of 9/21/79. (HDC-J)v -cps. mld.				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				

AO-257

Interval  
(per Section II)

Start Date

End Date

Ltr.

Code

Total

Days

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ District Office 3-15-77  
 FELONY Fel XX

vs. DAVENPORT, BILLY WAYNE  
 Rt. 2, Green Country Estates  
 Tahlequah, OK 74464  
 (LAST, FIRST, MIDDLE)

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 9

Yr. Docket No. Def.

## U.S. TITLE/SECTION

## OFFENSES CHARGED

## ORIGINAL COUNTS

18:371

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

2-15.

## II. KEY DATES &amp; INTERVALS

SUPERSEDING  
COUNTS

ARREST or		INDICTMENT <input checked="" type="checkbox"/>		ARRAIGNMENT		TRIAL	
U.S. Custody Began	High Risk Date	Information <input type="checkbox"/>		1st Plea	Trial Set For	Voir Dire <input type="checkbox"/>	
12-16-76		12-7-76		12-16-76	1-17-77		
Summons Served	Indict. Waived <input type="checkbox"/>	Superseding <input type="checkbox"/>		Final Plea	NG <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL <input type="checkbox"/>	Trial Began <input type="checkbox"/>	
First Appearance	In Charging District	Indict/Info <input type="checkbox"/>		12-16-76	G. Plea W/Drawn <input type="checkbox"/>	Trial Ended <input type="checkbox"/>	
				2-10-77	NG <input type="checkbox"/> G <input checked="" type="checkbox"/> NOL <input type="checkbox"/>		

U.S. MAG.  
CASE NO.

BAIL • RELEASE

Denied ☐ AMT ☐ Fugitive ☐  
 Set ☐ Pers. Recog. ☐

\$2,500.00

Date  
12-7-76

☐ Bail Not Made  
☐ Status Changed  
 (See Docket)

conditions

☐ 10% Deposit☒ Surety Bond /C.☐ Collateral☐ 3rd Ptry Cust ☐ OtherDisposition  
of Charges

## SENTENCE

3-15-77

☒ Convicted☐ Acquitted☒ Dismissed:☐ On All Charges☒ On Lesser \*  
Offense(s)☐ WOP: ☐ WP☒ On Govern'ts Motion re cts

3,4,5,7,8,9,10,12,13,14&amp;15.

MAGISTRATE		OUTCOME:	
Search Warrant	Issued <input type="checkbox"/> Return <input type="checkbox"/>	INITIAL APPEARANCE DATE	INITIAL/NO.
Summons	Issued <input type="checkbox"/> Served <input type="checkbox"/>	PRELIMINARY EXAMINATION OR REMOVAL HEARING	
Arrest Warrant Issued		DATE Scheduled <input type="checkbox"/> Date Held <input type="checkbox"/>	
COMPLAINT		WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/>	
OFFENSE (In Complaint)		INTERVENING INDICTMENT <input type="checkbox"/>	
		Tape Number	
			HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT <input type="checkbox"/>
			HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW: <input type="checkbox"/>

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☐ CJA, ☒ Ret: ☐ Waived ☐ Self, ☐ None / Other, ☐ PD, ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Mike Norman PH: 687-4496  
 P.O. Box 1096, Muskogee, OK 74401

Purchaser of cashier's check:  
 SURETY: Sue Davenport  
 Route 2, Green Country Estates, Tahlequah, OK 74464

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7),  
 WYCHE(8), GUNNING(10), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14).

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
12-7		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7		Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8		Warrant issued. v	
12-10		US Atty.'s office advised us this date that deft. made bond in Muskogee and gave us deft.'s address. v	
12-10		MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. (AEB-J)v	
12-13		MO: Deft. granted 10 days from this date to file any and all pretrial motions; Pltf. then granted 5 days to file response. (AEB-J)v -ltr. mld.	
12-13		Papers rec'd from E.D. of OK this date. v	
12-13		Appearance Bond of Deft. Davenport in the amount of \$2,500.00, cash, fld. Bond made on 12-10-76. (James H. Payne, Mag.)v	
12-16		Case called for ARRAIGNMENT & PLEA. Govt. present. Deft. appears w/counsel. Deft. acknowledges receipt of Indictment and is advised of charge. Deft. is arraigned and enters a plea of NOT GUILTY as to Counts 1 thru 15. Case set for JURY TRIAL on 1-17-77 at 9:30. -cont.	

DATE	Billy Wayne Davenport 76-CR-158-9 (DOCUMENT NO.)	V. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
				Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
'76	ARRAIGNMENT cont. Court grants Deft.'s request to travel to Muskogee. (AEB-J)v							A. Examination or hearing for mental or physical in- capacity (18 U.S.C. 4244).
12-16	MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml w/affid.							
12-22								
12-28	Appl. for ext. of time to file mots., fld. by Deft. Davenport. v (o)							B. NARA Exam- ination (28 U.S.C. 2602).
12-29	Order, filed, that Davenport is granted until 12-29-76 to file mots. (AEB-J)v -cpys mld.							C. State or Federal trials on other charges.
12-30	Mot. of Deft. Davenport for continuance of trial setting, fld. w/ Mot. for severance, and Mot. for Production of Documents. v							D. Interlocutory Appeals.
1977								E. Hearings on pretrial motions.
1-7	Govt's response to deft's mot. for production of documents, filed.k cpy to Dene							F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
1-7	Govt's response to deft's mot. for severance, fld.k cpy to Dene							
1-11	MO: Case stricken from Jury Trial Docket of 1-17-77 to be reset on the next trial docket. (AEB-J)ph notices mld							G. Defendant Mo- tion is actually under advise- ment. Period of up to 30 days is excludable per 3161(h) (1) (G).
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k			3	1-25-77	G		H. Miscellaneous Proceedings: Probation or Parole revoca- tion, Deporta- tion, Extradition.
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s nts. by cert. ml. w/affid.							I. Prosecution de- ferred by mutual agree- ment.
2-9	Order, filed, overruling, without prejudice, motion for severance and separate trial. (AEB-J)k cps mld							M. Unavailability of defendant or essential witness.
2-9	Order, filed, overruling as moot mot. for production of documents, without prejudice. (AEB-J)k cps mld			3	2-9-77	G	16	N. Period of men- tal or physical incompetence of defendant to stand trial.
2-10	MO: Case set for change of plea on 2-10-77, 4:00 P.M. (AEB-J)b nts by phone							O. Period of NARA Com- mitment or Treatment.
2-10	Case called for change of plea. Deft. present & rep. Govt. rep. Govt. requests Ct. proceed on Cts. 1,2,6 & 11 only. Deft. placed under oath, w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged to Cts. 1,2,6 & 11. Deft. waives jury; waiver signed & filed in open court. Indict. read. Ct. orders pre-sent. report. Sentencing set on 3-1-77, at 10:00 A.M. Govt. moves for dismissal of remaining Cts. Ct. accepts. Order for Dismissal of Cts. 3,4,5,7,8,9,10,12,13,14,15, signed & filed in open court. B ond cont'd. (AEB-J)b							P. Superseding Indictment and/or new charges.
2-10	Order for Dismissal of Cts. 3,4,5,7,8,9,10,12,13,14 & 15, filed & entered. (AEB-J)b							R. Defendant awaiting trial of Co-defen- dant when no severance has been granted.
2-28	MO: Sentencing passed until further order of the Court. (AEB-J)b nts by phone							T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or com- plexity of case outweighs de- fendants interests).
3-7	MO: Case set for sentencing on 3-15-77, at 10:00 A.M. (AEB-J)b nts mld							U. Time between guilty plea and plea with- drawal.
3-10	Deft motion for continuance fld.							W. Grand Jury in- dictment ex- tended per 3161 (b)
3-11	Order, filed, Overruling deft's motion for continuance of sentencing date. (AEB-J)b cps mld							

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
4/4/77	\$50.00	8-17-77 50.00	12-27-77	60.00	6-20-78 50.00
5/3/77	50.00	9-16-77 50.00	3-17-78	50.00	7-19-78 50.00
6/13/77	50.00	10-12-77 50.00	8-23-78	50.00	8-11-78 150.00
7/11/77	50.00	11-18-77 50.00	5-10-78	50.00	9-13-78 50.00

6-6-78 \$600.00 pd

9-21-78 \$300.00 pd.



DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-15	(Document No.) Case called for sentencing. Deft. present & rep. Govt. rep. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Billy Wayne Davenport Cts. 1,2,6 & 11 - The impos. of sentence is suspended & deft. is placed on probation for period of Five (5) years as to each count, cts. 2,6 & 11 to run concurrently w/prob. imposed in count 1. Spec. condition of probation is that deft. make resitution to Ct. Clk. in amt. of \$2,065.03, at rate of \$50.00 to commence one month from this date, for payment to grain companies. Bond exonerated. (AEB-J)b				
3-15	Judgment & Order of probation, filed & entered. (AEB-J)b				
3-15	Two c/c of J & Ord. of Prob. to probation. b				
3-22	Order fld., It is ordered that the Clerk of this Honorable Court release and return to Sue Davenport, wife of the Deft. Billy Wayne Davenport, the sum of \$2,500.00 previously posted as bond on behalf of the Deft. Billy Wayne Davenport. (AEB-J) cps mld. ho				
1981 3-26	REPORT & ORDER terminating prob. prior to original expiration date. (HDC-J) pt				

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
10/6/78	50.00	1-31-79 50.00	4-11-79	50.00	7-2-79 50.00
11/17/78	50.00	2-15-79 50.00	5-21-79	50.00	8-13-79 50.00
12-21-78	\$100.00 pd	3-13-79 50.00	6-4-79	50.00	9-19-79 50.00
1-2-79	50.00	3-29-79 \$200.00 pd	6-22-79	150	10-29-79 100.00
					11-7-79 \$450 pd
					6-26-80 \$265.03 pd in full

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

[illegible]

DISTRICT ►

EASTERN DISTRICT OF OKLAHOMA

76-84M

Docket Number

DEFENDANT

(76-CR-158)

SHOW  
NAMES  
AND  
ADDRESSES

COMPLAINANT (or applicant)

Grand Jury  
Northern District of Oklahoma  
Tulsa, Oklahoma

AGENCY:

Complaint  
Date

12/8/76

Billy Wayne Davenport (456-2800)  
Route 2, Green Country Estates,  
Tahlequah, Oklahoma 74464Date of Birth \_\_\_\_\_ ☐ M ☐ F ☐ Citizen ☐ Alien

OFFENSE

Conspiracy & interstate trans-  
Description portation of falsely made  
securities;Place  
Tulsa, OklahomaDate  
April 1, 1975 to July 1,  
1975

U.S. Code Citation

18 USC 371, 2314 &amp; 2

SUMMONS-WARRANT ISSUANCE  
Date Issued Officer Date Returned

Search Warrant

Summons

Arrest Warrant

12/8/76 Jack C. Silver,  
Clerk

Date

Time

Tape No. (If Recorded)

APPEARED

☐ Voluntarily☒ In Custody

Arresting Officer

John P. Davis, DUSM

INITIATING  
DOCUMENT☐ Complaint☒ Indictment☐ Information☐ Other

If From Another District, Give District Name

Northern District of Oklahoma

INITIAL  
APPEARANCE

B AMOUNT SET \$ 2500.00

A Amount Paid 2500.00

I Date Paid 12/10/76

L Receipt No. 5

Personal Unsecured  
Recog. Bond

CONDITIONAL RELEASE

☐ 10% Deposit ☒ Surety Bond☒ Collateral ☐ 3rd Party Custody

Name &amp; Address

☐ Surety☒ Cash Depositor☐ CustodianSue Davenport, Route 2,  
Green Country Estates, Tahlequah, Okla 74464  
(Cashier's Check \$2500.00)

Preliminary Examination or Removal Hearing

☐ Waived☐ Not Waived

Scheduled For

ATTORNEYS

Attorney for U.S.

Attorney for Defendant

☐ C.J.A.☐ Pub. Def.☐ Retained☐ WaivedADDITIONAL  
PROCEEDINGS  
OR  
REMARKS☐ Bail Review☐ SEE  
REVERSEPRELIMINARY  
EXAMINATION  
OR REMOVAL  
HEARING

Date Conducted

Tape Number

☐ Intervening Indictment or  
Information

OUTCOME

☐ Held for Action of District Court☐ Dismissed☒ Held to Answer to U.S. District Court at Tulsa, Oklahoma

City Location of Magistrate Muskogee, Oklahoma

Certified to be  
an accurate record of  
proceedings conducted  
before the magistrate

Signature of U.S. Magistrate

12/10/76  
Date

Original Docket Sheet mailed to U. S. Court Clerk, Muskogee, Oklahoma;  
copy of Docket Sheet with Bond and other papers mailed to U. S. Court  
Clerk, Northern District of Oklahoma, Tulsa, Oklahoma.

## CRIMINAL DOCKET - U.S. District Court

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 3-22-77

vs. GUNNING, KENNETH M. (26)  
 11508 E. 27th St., Tulsa, OK 74129  
 10812 E. 34th  
 PH: 664-2729  
 (LAST, FIRST, MIDDLE)

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 10

Yr. Docket No. Def.

## U.S. TITLE/SECTION

## OFFENSES CHARGED

## ORIGINAL COUNTS

18:371

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs.)

16

U.S. MAG.  
CASE NO.

## BAIL • RELEASE

☐ AMT ☐ Fugitive  
 Denied ☐ Set ☐ Pers. Recog.  
☐ PSA

\$ 2,500.00 conditions

Date 12-7-76  
☒ 10% Deposit  
☒ Surety Bond/C.

☐ Bail Not Made  
☐ Status Changed (See Docket)  
☐ Collateral  
☐ 3rd Prty Cust  
☐ Other

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL	SENTENCE
U.S. Custody Began 12-9-76	High Risk Date 12-7-76	12-16-76	Trial Set For 1-17-77	Voir Dire 2-23-77
Summons Served	Information <input type="checkbox"/> Indict. Waived <input type="checkbox"/> Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>	1st Plea 12-16-76 Final Plea	<input checked="" type="checkbox"/> NG <input type="checkbox"/> G <input type="checkbox"/> NOL { G. Plea W/Drawn	Disposition of Charges <input checked="" type="checkbox"/> Convicted <input type="checkbox"/> Acquitted <input type="checkbox"/> Dismissed
First Appearance	In Charging District		Trial Began 2-23-77 Trial Ended 3-2-77	<input type="checkbox"/> On All Charges <input checked="" type="checkbox"/> On Lesser * Offense(s) <input type="checkbox"/> WOP: <input type="checkbox"/> WP <input type="checkbox"/> On Govern'm's Motion

SUPERSEDING  
COUNTS

MAGISTRATE		DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Search Warrant	Issued Return			PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
Summons	Issued Served			<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/> INTERVENING INDICTMENT		
Arrest Warrant Issued				Tape Number		
COMPLAINT						
OFFENSE (In Complaint)						

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

John Street PH: 582-9220  
 Denver Bldg., Tulsa, OK 74119

SURETY: DAVID L. HAMILTON, Peerless Insurance Co.  
 624 South Denver, Tulsa, OK 74119

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7),  
 WYCHE(8), DAVENPORT(9), GUFFEY(11), LEATHERS(12), HIGGINS(13), COX(14)

DATE	PROCEEDINGS	EXCLUDABLE DELAY
(DOCUMENT NO.)		(a) (b) (c) (d)
12-7	Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7	Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8	Warrant issued. v	
12-9	Information Sheet on Deft., fld. v	
12-9	Appearance Bond of Deft., fld. and made this date, in the amount of \$2,500.00, surety, w/conditions of release. (Claudine S. Barnes, Mag.)v	
12-9	MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. Deft. granted 10 days from this date to file any and all pretrial motions; Govt. then granted 5 days to file response. (AEB-J)v -notices mld. cert.	
12-14	W/Arrest, ret. & filed: deft. Gunning arrested 12-9-76. g	2 12-9-76 M 3
12-16	Case called for ARRAIGNMENT & PLEA. Govt. rep. Deft. appears w/counsel. Deft. acknowledges receipt of Indictment, & is advised of charge. Deft. is arraigned and enters a plea of NOT GUILTY as to Cts. 1 and 16. Deft. is given until 12-23-76 to file motions; Govt. then granted 5 days to file response. Case set for JURY TRIAL on 1-17-77 at 9:30 a.m. Deft. to stand on present bond. (AEB-J)v	

DATE	76-CR-158-10 Kenneth Gunning (DOCUMENT NO.)	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
				Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.M(AEB-J)b nts b y cert ml w/affid.							A. Examination or hearing for mental or physical in- capacity (18 U.S.C. 4244)
12-23	Mot. of Deft. Gunning for ext. of time to file mots., fld. v			(o)				
12-29	Order, filed, that Gunning be granted until 12-29-76 to file mots. (AEB-J)v -cps. mld. & phoned this date.							B. NARA Exam- ination (28 U.S.C. 2902)
12-30	Deft's mot. for discovery and inspection w/brf, filed.s cy to. Dene							C. State or Federal trials on other charges.
12-30	Deft's motion for disclosure of exculpatory material and information, filed.s cy to Dene							D. Interlocutory Appeals.
12-30	Deft's mot. for bill of particulars w/brief, filed.s Cy to Dene							E. Hearings on pretrial motions.
12-30	Deft's mot. to dismiss indictment, filed.s Cy to Dene							F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
12-30	Deft's motion for severance w/brief, filed.s Cy to Dene							
12-30	Deft's motion to permit inspection of grand jury minutes and transcript of testimony of witnesses, filed.s Cy to Dene							G. Defendant Mo- tion is actually under advise- ment. Period of up to 30 days is excludable per 3161(h) (1) (G).
1977								H. Miscellaneous Proceedings: Probation or Parole revoca- tion, Depora- tion, Extradition.
1-7	Govt's response to deft's mot. for discvoery & in- spection, filed.k cpy to Dene							I. Prosecution de- ferred by mutual agree- ment.
1-7	Govt's response to deft's motion to permit inspec- tion of Grand Jury minutes and transcript of testi- mony of witnesses, filed.k cpy to Dene							M. Unavailability of defendant or essential witness.
1-7	Govt's response to deft's motion for severance, fld. k cpy to Dene							N. Period of men- tal or physical incompetence of defendant to stand trial.
1-7	Govt's response to deft's mot. for disclosure of exculpatory material and information, filed.k cpy to Dene							O. Period of NARA Com- mitment or Treatment.
1-7	Govt's response to deft's mot. for bill of particu- lars, filed.k cpy to Dene							P. Superseding indictment and/or new charges.
1-7	Govt's response to deft's mot. to dismiss indictment, filed.k cpy to Dene							R. Defendant awaiting trial of Co-defend- ant when no severance has been granted.
1-11	MO: Case stricken from Jury Trial of 1-17-77, to be reset on next trial docket. (AEB-J)ph notices mld							
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k			3	1-25-77	G		
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. nts. by cert. ml. w/affid.							
2-9	Order, filed, overruling, without prejudice, motion for severance and separate trial. (AEB-J)k cps mld							T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or com- plexity of case outweighs de- fendants interests).
2-9	Order, filed, overruling motion to dismiss indict- ment. (AEB-J)k cps mld			3	2-9-77	G	16	U. Time between guilty plea and trial with- drawal.
2-9	Order, filed, overruling mot. for bill of particulars as moot. (AEB-J)k cps mld							V. Grand Jury in- dictment ex- tended per 3161 (b)
2-9	Order, filed, overruling as moot mot. to produce exculpatory evidence, material and information & mot. for discovery & inspection w/out prejudice. (AEB-J)k							

## FINE AND RESTITUTION PAYMENTS

cps mld

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
5/4/77	38.25 pd by Gunning		1-6-78	pd. 38.25	4-27-78 38.25
7/8/77	76.50		2-3-78	38.25	5-31-78 76.50
10-6-77	114.75 (#5136) Gunning		3-6-78	pd 76.50	7-10-78 114.75
12-7-77	76.50 (#5801) Gunning		4-3-78	pd 38.25	8-3-78 76.50
1-31-79	38.25 3-29-79 38.25 pd				9-5-78 76.50
3-5-79	100.00 10/5/81 \$250-				9-21-78 \$267.75 pd \$76.50
3-27-79	100.00 10/11/81 250.00				10-10-78 \$76.50 12-21-78 \$229.50

2-23-82-467.50  
3-31-82-467.50

DATE 1977	GUNNING (Document No.)	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
			(a)	(b)	(c)	(d)
2-9		Order, filed, overruling mot. to permit inspection of grand jury minutes and transcript of testimony of witnesses as moot. (AEB-J)k cps mld				
2-14		Case called for jury trial. Deft. present & rep. Govt. rep. Trial passed to 2-22-77, at 10:00 A.M. (AEB-J)b				
2-18		MO: Jury trial set for 2/22/77 is passed to Wed., 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned				
2-25		Case called for Jury trial & tried to Jury on 2-23, 2-24, 2-25 on Defts' Parnell, Parker, Brown, Wyche, Gunning, Guffey, Leathers & Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to reconvene 2-25-77, at 10:00. 2-25-77, all defts. present & rep. except deft. Gunning not present. Govt. rep. Ct. revokes bond on Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial (AEB)jj				
2-25		Govt. exhibits 1 thru 65, filed.jj				
2-28		Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re: Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testimony in camera. Jury brought in & Govt. case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike test. of all co-defts who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M. (AEB-J)jj				
2-28		Govt. exhibits 66 thru 82, filed.jj				
3-1		Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrgs at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed (Continued)				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-1 (Cont.)	(Document No.)				
3-1	at 4:25 P.M. (AEB-J)jj				
3-2	Deft. Gunning's Motion in Liminae, filed.jj				
	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft. Parnell GUILTY to Cts. 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1, Leathers GUILTY to Ct.; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Setencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k <i>withdrawn by G.D. to incorporate in appeal record</i>				
3-22	Case called for sentencing. Deft. present & rep. Govt. rep. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Kenneth M. Gunning Ct. 1 - Impos. of sent. is suspended & deft. is placed on prob. for period of five(5) years. Spec. condition of prob. is that deft. make restitution to Ct. Clk. in amt of \$2,065.00 at rate of \$38.25 a month to begin in April, 1977, for payment to grain companies. Deft. advised of right to appeal & bond set at \$2,500.00. Bond exonerated.(AEB-J)b				
3-22	Judgment & Order of Probation, filed & entered.(AEB-J)b				
3-22	Two c/c of J & Ord. of Prob. to probation. b				
3-30	Notice of appeal by def. from judgment of 3/22/77, filed. rm - copy to USCA				
4-11	Designation of record on appeal, filed. rm				
5-4	Order, filed, granting ext. of time to transmit appeal to 6/21/77.(AEB-J)rm-copies mailed				
6-20	Reporter's transcript of all proceedings, filed. (pp. 1-699)(3 volumes)(G.Dorrough-CR)rm				
AO-257 6-21	Orig.record on appeal(6 vols)transmitted to USCA.rm				
		Interval (per Section II)	Start Date End Date	Ltr. Code	Total Days





UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

[illegible]

## UNITED STATES MAGISTRATE'S CRIMINAL DOCKET

AO-253A(2/75)

DISTRICT ►

EASTERN DISTRICT OF OKLAHOMA

76-83M

Docket Number

(76-CR-158) 12

SHOW  
NAMES  
AND  
ADDRESSES

COMPLAINANT (or applicant)

Grand Jury  
Tulsa, Oklahoma

AGENCY:

Complaint  
Date

12/8/76

DEFENDANT

James Robert Leathers (464-8556 -  
P. O. Box 206 Truck Stop)  
Gore, Oklahoma 74435Date of Birth \_\_\_\_\_ ☐ M ☐ F ☐ Citizen ☐ Alien

OFFENSE

Description Conspiracy & interstate trans-  
portation of falsely made  
Place securities  
Tulsa, Oklahoma

Date April 1, 1975 to July 1, 1975

U.S. Code Citation

18 USC 371, 2314 &amp; 2

SUMMONS-WARRANT ISSUANCE

Date Issued

Officer

Date Returned

Search Warrant

Summons

Arrest Warrant

12/8/76

Jack C. Silver,  
ClerkINITIAL  
APPEARANCEDate  
12/9/76Time  
11:30AMTape No. (If Recorded)  
B-1

APPEARED

☐ Voluntarily☒ In Custody

Arresting Officer

Rayburn D. Collins, F.B.I.

INITIATING  
DOCUMENT☐ Complaint☒ Indictment

If From Another District, Give District Name

☐ Information☐ Other

Northern District of Oklahoma

Personal  
Recog.Unsecured  
Bond

Name &amp; Address

☒ SuretyCash  
Depositor☐ Custodian

B AMOUNT SET \$2500.00

A Amount

I Paid

L Date Paid

Receipt No.

12/10/76

CONDITIONAL RELEASE

☐ 10% Deposit☒ Surety Bond

3rd Party

☐ Collateral ☐ CustodyAllied Fidelity Insurance Co.  
Indianapolis, Indiana  
By LoVera A. Taylor, Attorney-in-fact,  
P. O. Box 265, Sallisaw, Oklahoma 74955

Preliminary Examination or Removal Hearing

☐ Waived☐ Not Waived

Scheduled For

ATTORNEYS

Attorney for U.S.

Attorney for Defendant

☐ C.J.A.☐ Pub. Def.☐ Retained☐ WaivedADDITIONAL  
PROCEEDINGS  
OR  
REMARKS☐ Bail Review☐ SEE  
REVERSEPRELIMINARY  
EXAMINATION  
OR REMOVAL  
HEARING

Date Conducted

Tape Number

☐ Intervening Indictment or  
Information

OUTCOME

☐ Held for Action of District Court☐ Dismissed☒ Held to Answer to U.S. District Court at Tulsa, OklahomaCity Location Muskogee, Oklahoma  
of MagistrateCertified to be  
an accurate record of  
proceedings conducted  
before the magistrate

Signature of U.S. Magistrate

12/10/76  
Date

Original Docket sheet mailed to U. S. Court Clerk, Muskogee, Oklahoma;  
copy of Docket Sheet together with Bond and all papers mailed to U. S.  
Court Clerk, Northern District of Oklahoma, Tulsa, Oklahoma.

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
FELONY Fel XX District Office 3-22-77

vs. GUFFEY, BRUCE WAYNE (21)  
Route 3, Stilwell, OK 74960  
918/774-3627  
(LAST, FIRST, MIDDLE)

Case Filed  
Mo. Day  
12 07  
No. of Def's  
\* 14

76 - CR - 158 - 11

Yr. Docket No. Def.

U.S. TITLE/SECTION OFFENSES CHARGED ORIGINAL COUNTS  
18:371 Conspire against USA re interstate transpor- 1  
tation of forged securities.  
(\$10,000.00 and/or 5 Yrs.)  
18:2314,2 Induced interstate transportation of forged 2-17.  
securities.  
(\$10,000.00 and/or 10 Yrs. ea. ct.)

U.S. MAG. CASE NO.  
BAIL • RELEASE  
☐ AMT ☐ Fugitive  
☐ Denied ☐ Set ☐ Pers. Recog.  
☐ PSA  
\$2,500.00 conditions  
☐ Date ☐ 10% Deposit  
12-7-76 ☒ Surety Bond /C.  
☐ Bail Not Made ☐ Collateral  
☐ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

II. KEY DATES & INTERVALS

ARREST or INDICTMENT X 2 ARRAIGNMENT 3 TRIAL 4  
U.S. Custody Began High Risk Date Information ☐  
12-14-76 12-7-76  
Summons Served Indict. Waived ☐  
First Appearance In Charging District Superseding ☐  
Indict/Info ☐  
12-16-76 12-16-76  
1st Plea ☒ NG ☐ G ☐ NOL  
Final Plea { G. Plea W/Drawn  
☐ NG ☐ G ☐ NOL  
Trial Set For 1-17-77  
Voor Dire ☐  
2-23-77  
Trial Began ☒ X  
2-23-77  
Trial Ended 3-2-77

SENTENCE  
Disposition of Charges 3-22-77  
☒ Convicted ☐ On All Charges  
☐ Acquitted ☒ On Lesser \*  
Offense(s)  
☐ Dismissed: ☐ WOP: ☐ WP  
☐ On Govern'ts Motion

MAGISTRATE	
DATE	INITIAL/NO.
Search Warrant Issued	INITIAL APPEARANCE DATE
Summons Issued	PRELIMINARY EXAMINATION OR
Arrest Warrant Issued	REMOVAL HEARING
COMPLAINT	WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/>
OFFENSE (In Complaint)	INTERVENING INDICTMENT <input type="checkbox"/>

U.S. Attorney or Asst.

ATTORNEYS

Defense ☒ CJA .Ret: ☐ Waived. ☐ Self. ☐ None / Other, ☐ PD. ☐ CD

Hubert H. Bryant  
Asst. U.S. Attorney

Dan R. Kramer PH: 583-1338  
Fourth National Building, Tulsa, OK 74119

SURETY: Allied Fidelity Insur. Co., Bill Chenhall  
624 So. Denver, Tulsa, OK 74119

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7),  
WYCHE(8), DAVENPORT(9), GUNNING(10), LEATHERS(12), HIGGINS(13), COX(14)  
DATE (DOCUMENT NO.) PROCEEDINGS EXCLUDABLE DELAY  
12-7 Record vote of the Grand Jury Concurring, fld. in Open Court. v (a) (b) (c) (d)  
12-7 Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. 2 12-7-76 M  
(Allen E. Barrow, Chief U.S. Dist. Judge)v  
12-8 Warrant issued. v  
12-14 Info. sheet and waiver of counsel, fld. v  
12-14 Appearance Bond of Deft. Guffey fld. in the amount of \$2,500.00,  
surety, w/conditions of release attached. (Claudine S. Barnes, Mag.)v  
12-14 MO: Case set for ARRAIGNMENT & PLEA at 10:00 a.m. on 12-16-76.  
12-14 W/Arrest, ret. & filed: def. Guffey arrested 12-14-76. g 2 12-14-76 M 8  
12-16 Case called for ARRAIGNMENT & PLEA. Govt. rep. Dft. appears w/  
counsel. Deft. acknowledges receipt of Indictment & is advised of  
charge. Deft. is arraigned & enters a plea of NOT GUILTY as to cts.  
1 thru 17 of the Indictment. Deft. given 10 days to file motions;  
Govt. then granted 5 days to file response. Case set on 1-17-77 JURY  
DOCKET at 9:30 a.m. Deft. to stand on present bond. (AEB-J)v

IV. PROCEEDINGS (continued)		PAGE TWO		V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
DATE	(DOCUMENT NO.)	Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)			
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.m.(AEB-J)b nts by cert ml w/affid.							
1-11-77	MO: Case stricken from jury trial of 1-17-77 to be reset on next trial docket. (AEB-J)ph notices mld							
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k							
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. nts. by cert. ml. w/affid.							
2-14	Case called for jury trial. Deft. not present. Co. present. Govt. rep. Trial passed to 2-22-77, at 10:00 A.M.(AEB-J)b							
2-18	MO: Jury trial set for 2/22/77 is passed to 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned							
2-18	Affidavit of atty. Dan Kramer, filed.jj							
2-25	Case called for Jury trial & tried to Jury on 2-23, 2-24,2-25 on Defts' Parnell,Parker,Brown,Wyche, Gunning,Guffey,Leathers&Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to recon- vene 2-25-77, at 10:00. 2-25-77, all defts. present & rep. except deft. Gunning not present. Govt. rep. Ct. revokes bond on Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial (AEB)jj							
2-25	Govt. exhibits 1 thru 65, filed.jj							
2-28	Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re: Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testi- mony in camera. Jury brought in & Govt. case con- tinues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike test. of all co-defts who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to recon- vene on 3-1-77, at 10:30 A.M. (AEB-J)jj							
2-28	Govt. exhibits 66 thru 82, filed.jj							

- A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244)
- B. NARA Examination (28 U.S.C. 2602)
- C. State or Federal trials on other charges
- D. Interlocutory Appeals
- E. Hearings on pretrial motions
- F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40)
- G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G)
- H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
- I. Prosecution deferred by mutual agreement.
- M. Unavailability of defendant or essential witness.
- N. Period of mental or physical incompetence of defendant to stand trial.
- O. Period of NARA Commitment or Treatment.
- P. Superseding indictment and/or new charges.
- R. Defendant awaiting trial of Co-defendant when no severance has been granted.
- T. Continuances Granted per 3161(h) (6) (i.e. ends of justice or complexity of case outweighs defendants interests).
- U. Time between guilty plea and plea withdrawal.
- W. Grand Jury indictment extended per 3161 (b).

FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
4/1/77	\$19.72	8-1-77 19.73	12-4-77 19.73	5-3-78 19.73	67-78 19.73
5/3/77	19.73	9-2-77 19.73	2-3-78 19.73	7-5-78 19.73	6-6-78 295.95pd
3/31/77	19.73	10-6-77 19.73	3-9-78 19.73	8-4-78 19.73	
6/29/77	19.73	11-2-77 19.73	4-5-78 19.73	8-17-78 19.73	

continued on  
back of next page →

9-8-78 19.73 11-3-78 19.73  
9-21-78 278.92pd 12-1-78 19.73  
10-6-78 19.73 12-21-78 59.19pd.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrgs at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M. (AEB-J)jj				
3-1	Deft. Gunning's Motion in Liminae, filed.jj				
3-2	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft. Parnell GUILTY to Cts. 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,&5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1, Leathers GUILTY to Ct.; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts' request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Setencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k				
3-17	Deft's mot. for judgment of acquittal NOV, or alternatively mot. for new trial, filed.k cpy to Dene				
3-17	Memo. in support of deft's mot. for judgment NOV, or for new trial, filed.k cpy to Dene				
3-21	Govt's response to deft's mots. for judgment of acquittal and for new trial, filed.k copy to Dene				
	OVER				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-22	(Document No.) Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motion for judgment of acquittal & for new trial, overruled. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Bruce Wayne Guffey Ct. 1 - Impos. of sentence is suspended & deft. is placed on probation for period of Five (5) years, as provided under YCA 5010(a). Spec. condition of probation is that deft. make restit. to Ct. Clk. in amt. of \$1,065.00 at rate of \$19.72 a month, to begin in April 1977, for payment to grain companies. Deft. advised of right to appeal & appeal bond set at \$2,500.00. Bond exonerated. (AEB-J)b				
3-22	Judgment & Order of Probation, filed & entered. (AEB-J)b				
3-22	Two c/c of J & Ord. of prob. to probation. b				
1981					
10-26	ORDER of discharge from probation. (HDC-J) dm				
10-26	CERTIFICATE of Vacation of Conviction. (HDC-J) dm				
1-4-79	19.73	3-18-80	19.73	7-15-81	- 59.19
2-9-79	19.73	4-8-80	19.73	7-21-81	- 78.92 pd
3-7-79	19.73	5-16-80	19.73	9-22-81	- 19.73
3-29-79	59.19	6-17-80	19.73	10-27-81	- 19.73 pd
4-13-79	19.73	6-26-80	138.11 pd		
5-9-79	19.73	7-22-80	19.73		
6-11-79	19.73	9-5-80	19.73		
6-22-79	59.19 pd	9-24-80	339.46 pd		
7-10-79	19.73	10-7-80	19.73		
8-10-79	19.73	10-25-80	19.73		
9-13-79	19.73	12-11-80	19.73		
10-10-79	19.73	12-16-80	59.19 pd		
11-05-79	19.73	1-5-81	19.73		
11-7-79	98.65	3-2-81	19.73		
12-5-79	19.73	3-19-81	39.46		
1-15-80	19.73	3-27-81	78.92		
2-22-80	19.73	6-5-81	19.73		



## CRIMINAL DOCKET - U.S. District Court

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S. vs. LEATHERS, JAMES R. (35)  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509 P.O. Box 206, Gore, OK 74435  
 OTHER MISDEMEANOR Mis ☐ District Office 3-22-77 (LAST, FIRST, MIDDLE) 446-8556  
 FELONY Fel XX

Case Filed  
Mo. Day  
12 07  
No. of Def's  
\* 14

76 - CR - 158 - 12

Yr. Docket No. Def.

U.S. MAG.  
CASE NO.

BAIL • RELEASE

☐ AMT ☐ Fugitive  
☐ Denied ☐ Set ☐ Pers. Recog.  
☐ PSA

\$2,500.00 conditions  
☐ Date 12-7-76 ☒ 10% Deposit  
☐ Bail Not Made ☐ Collateral  
☐ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

U.S. TITLE/SECTION

18:371

OFFENSES CHARGED  
 Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

ORIGINAL COUNTS

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

6-15

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

ARREST or

U.S. Custody Began

12-16-76

Summons Served

First Appearance

High Risk Date

Indict. Waived

In Charging  
DistrictINDICTMENT ☒Information ☐

12-7-76

Superseding  
☐ Indict/Info ☐

ARRAIGNMENT

12-16-76

1st Plea

12-16-76

Final Plea

Trial Set For

1-17-77

☒ NG ☐ G ☐ NOL  
☐ { G. Plea  
☐ { W/Drawn

☐ NG ☐ G ☐ NOL

TRIAL

Voor Dire

2-23-77

Trial Began

2-23-77

Trial Ended

3-2-77

Disposition  
of Charges

☒ Convicted  
☐ Acquitted  
☐ Dismissed:

SENTENCE

3-22-77

☐ On All Charges  
☒ On Lesser \*  
 Offense(s)

☐ WOP: ☐ WP  
☐ On Govern'ts Motion

## MAGISTRATE

DATE		INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Search Warrant	Issued				<input type="checkbox"/> DISMISSED
	Return				<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
Summons	Issued				<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
	Served				
Arrest Warrant Issued					
COMPLAINT					
OFFENSE (In Complaint)					

## ATTORNEYS

Defense ☒ CJA. ☐ Ret. ☐ Waived. ☐ Self. ☐ None / Other. ☐ PD. ☐ CD

U.S. Attorney or Asst.

Hubert H. Bryant  
 Asst. U.S. Attorney

David Peterson PH: 582-8850  
 424 Beacon Bldg., Tulsa, OK 74103

SURETY: LoVera A. Taylor, c/o Allied Fidelity Insur. Co.  
 P.O. Box 265, Sallisaw, OK 74955

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976

DATE

CULVER(1), PARNELL(2), TEENOR(3), MCGUGIN(4), PARKER(5), JENKINS(6), BROWN(7),  
 WYCHE(8), DAVENPORT(9), GUNNING(10), GUFFEY(11), HIGGINS(13), COX(14).

(DOCUMENT NO.)

PROCEEDINGS

EXCLUDABLE DELAY

(a) (b) (c) (d)

12-7 Record vote of the Grand Jury Concurring, fld. in Open Court. v 2 12-7-76 M  
 12-7 Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S.  
 (Allen E. Barrow, Chief U.S. Dist. Judge)v  
 12-8 Warrant issued. v  
 12-10 US Atty.'s office advised us def't. made bond in Muskogee this date  
 and gave us def't.'s address. v  
 12-10 MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. (AEB-J)v  
 12-13 Papers rec'd & fld. from E.D. of OK this date. v  
 12-13 Appearance Bond of Def't. Leathers in the amount of \$2,500.00, surety,  
 fld. Bond made 12-10-76. (James H. Payne, Mag.)v  
 12-16 Case called for ARRAIGNMENT & PLEA. Govt. rep. Def't. appears 2 12-16-76 M 10  
 with counsel. Def't. acknowledges receipt of Indictment and is  
 advised of charge. Def't. is arraigned & enters a plea of NOT GUILTY  
 as to Cts. 1, and 6 thru 15, of the Indictment. Def't. granted 10 das.  
 to file mots., Govt. then granted 5 days to respond. Case set on 1-17-77  
 for JURY TRIAL at 9:30 a.m. Def't. to stand on present bond. Court allows  
 Def't.'s request for permission to travel in connection w/employment. (AEB-J)v

DATE		James R. Leathers	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
'76		(DOCUMENT NO.)	76-CR-158-12		Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
12-16		Mag. papers fld. v							A. Examination or hearing for mental or physical in- capacity (18 U.S.C. 4244).
12-22		MO: Case set for jury trial on -1-17-77, at 9:30 A.m. (AEB-J)b nts by cert ml w/affid.							B. NARA Exam- ination (28 U.S.C. 2902).
12-27		Mot. of Deft. Leathers for severance, fld. v -cpy to Dene.							C. State or Federal trials on other charges.
12-27		Brief in support, fld. v -cpy to Dene.							D. Interlocutory Appeals.
12-27		Mot. of Deft. Leathers for discovery and inspection, fld. v -cpy to Dene.							E. Hearings on pretrial motions.
12-27		Mot. of Deft. Leathers to produce exculpatory evidence, fld. v -cpy to Dene.							F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
12-27		Brief in support of mots. for disc. & inspec. and for prod. of exculpatory evidence, fld. v -cpy to Dene.							G. Defendant Mo- tion is actually under advise- ment. Period of up to 30 days is excludable per 3161(h) (1) (G).
12-29		Response of Govt. to mot. of Deft. Leathers to inspect all evidence favorable to him, fld. v -cpy to Dene.							H. Miscellaneous Proceedings: Probation or Parole revoca- tion, Deporta- tion, Extradition.
12-29		Response of Govt. to mot. for severance by Deft. Leathers, fld. v -cpy to Dene.							I. Prosecution de- ferred by mutual agree- ment.
12-29		Response of Govt. to mot. of Deft. Leathers for discovery, fld. v -cpy to Dene.							M. Unavailability of defendant or essential witness.
1977									N. Period of men- tal or physical incompetence of defendant to stand trial.
1-3		Deft's document certificate of mailing of Mot. for discovery and inspection, mot. to produce exculpatory evidence, and mot. for severance, filed. S							O. Period of NARA Com- mitment or Treatment.
1-11		MO: Case stricken from Jury trial docket of 1-17-77, to be reset on next trial docket. (AEB-J)ph notices mld							P. Superseding indictment and/or new charges.
1-25		MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k			3	1-25-77	G		R. Defendant awaiting trial of Co-defen- dant when no severance has been granted.
1-28		MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. nts. by cert. ml. w/affid.							T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or com- plexity of case outweighs de- fendants' interests).
2-9		Order, filed, overruling, without prejudice, motion for severance and separate trial. (AEB-J)k cps mld							U. Time between guilty plea and plea with- drawal.
2-9		Order, filed, overruling mot. for discovery and in- spection and to produce exculpatory evidence as moot, without prejudice. (AEB-J)k cps mld			3	2-9-77	G	16	W. Grand Jury in- dictment ex- tended per 3161 (b).
2-11		Deft's requested instruction, filed. b							
2-11		Deft's affidavit, filed. b							
2-14		Case called for jury trial. Deft. present & rep. Govt. rep. Trial passed to 2-22-77, at 10:00 A.M. (AEB-J)b							
2-18		MO: Jury trial set for 2/22/77 is passed to Wed., 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned							
2-25		Case called for Jury trial & tried to Jury on 2-23, 2-24, 2-25 on Defts' Parnell, Parker, Brown, Wyche, Gunning, Guffey, Leathers & Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to recon- vene 2-25-77, at 10:00. 2-25-77, all defts. present (Cont.)							

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
3-22-77	Leathers	\$38.25	9-8-77	38.00	3-6-78 38.25
6-3-77	"	38.25	10-4-77	38.50	4-6-78 38.25
7-1-77	Leathers	38.25	11-7-77	38.25	5-3-78 38.25
8-4-77	"	38.25	12-9-77	38.25	6-22-78 38.50
5-3-77	"	38.25	1-5-78	38.25	7-6-78 38.50
			2-15-78	38.25	8-7-78 50.00
					9-11-78 50.00
					9-21-78 50.00

6-6-78 535.50 pd

10-5-78 850.00

9-21-78 50.00

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
1977	(Document No.)				
2-25 (Cont.)	& rep. except deft. Gunning not present. Govt. rep. Ct. revokes bond on Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial (AEB)jj				
2-25	Govt. exhibits 1 thru 65, filed.jj				
2-28	Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re: Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testimony in camera. Jury brought in & Govt. case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike test. of all co-defts who have testified. At Govt's request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M. (AEB-J)jj				
2-28	Govt. exhibits 66 thru 82, filed.jj				
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrgs at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M. (AEB-J)jj				
3-1	Deft. Gunning's Motion in Liminae, filed.jj				
3-2	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft. Parnell GUILTY to Cts. 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,&5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1, Leathers GUILTY to Ct.; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts'				
	(Continued)				

FINE AND RESTITUTION PAYMENTS			
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE
11-3-77	150.00	2-5-79	5-11-79
12-07-78	850.00	3-12-79	6-11-79
12-21-78	150.00 pd	3-29-79	6-22-79
1-2-79	250.00	4-6-79	7-6-79
			8-7-79
			9-6-79
			10-00-79
			11-16-79
			1-18-80
			2-13-80
			4-25-80
			6-26-80

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
3-2	request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Setencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k <i>withdrawing by US to incorporate in appeal. see</i>				
3-17	Deft's Renewed Motion for Judgment of Acquittal, Notwithstanding Verdict, or Alternatively motion for new trial, filed. b				
3-17	Memo. in support of Deft's motion for Judgment, filed. b				
3-21	Govt's response to deft's mots. for judgment of acquittal and for new trial, filed.k copy to Dene				
3-22	Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motion for Judg of acquittal & new trial overruled. Deft. & co. asked if they have anything to say before sentence is pronounced:				
	Judgment & Sentence - James R. Leathers				
	Ct. 1 - Impos. of sentence is suspended & deft. is placed on probation for period of five (5) years. Spec. condition of prob. is that deft. make restit. to Ct. Clk. in amt. of \$2,065.00 at rate of \$38.25 a month, to begin in April 1977, for payment to grain companies. Deft. advised of right to appeal & present bond will serve at appeal bond (\$2,500). (AEB-J)b				
3-22	Judgment & Order of Probation, filed & entered. (AEB-J)b				
3-22	Two c/c of J & Ord. of probation to probation. b				
3-28	Notice of appeal by def. from order of 3/22/77 overruling mo/judg. of acquittal and new trial and J&C, filed.rm (copy to USCA)				
4-5	Designation of record on appeal, filed. ph				
5-4	Order, filed, granting ext. of time to transmit appeal to 6/21/77. (AEB-J)rm-copies mailed				
6-20	Reporter's transcript of all proceedings, filed. (pp. 1-699) (3 volumes) (G.Dorrough-CR)rm				
6-21	Orig. record on appeal (6 vols) transmitted to USCA.rm				
8-17-78	Mandate and opinion of 10th Circuit, filed and spread of record, affirming ct. judg., and directing deft. to surrender 10 days from this date. rm				
10-10	Appeal record (6 vols) received from 10th Cir. rm				

DATE	RECEIPT NUMBER	C.D. NUMBER
12-10-81	14.25	2-19-82 \$64.25 pd
1-7-82	25.00	3-2-82 50.00
2-17-82	25.00	3-31-82 FINE AND RESTIT.
8-5-80	25.00	11-14-80 50.00
9-9-80	25.00	12-4-80 25.00
9-24-80	50.00 pd.	12-14-80 125.00
10-10-80	50.00	2-6-81 50.00
		3-27-81 50.00 pd
		4-11-81 25.00
		6-5-81 50.00
		7-21-81 50.00 pd
		10-27-81 150.00

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 3-15-77

vs. HIGGINS, STEWART FREDERICK (41)  
 2833 Old Wire Rd.  
 Fayetteville, Ark. 72701  
 (LAST, FIRST, MIDDLE) 501-521-5075

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \*14

76 - CR - 158 - 13

Yr. Docket No. Def.

## U.S. TITLE/SECTION

## OFFENSES CHARGED

## ORIGINAL COUNTS

18:371

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

2-15.

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL	SENTENCE
U.S. Custody Began 12-16-76	High Risk Date 12-7-76	12-21-76	Trial Set For	Disposition of Charges 3-15-77
Summons Served	Indict. Waived	1st Plea 12-21-76	Voir Dire	<input checked="" type="checkbox"/> Convicted
First Appearance	In Charging District	Final Plea 2-11-77	Trial Began	<input checked="" type="checkbox"/> On Lesser * Offense(s)
	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>		Trial Ended	<input checked="" type="checkbox"/> Dismissed: <input type="checkbox"/> WOP: <input type="checkbox"/> WP
				<input checked="" type="checkbox"/> On Government's Motion

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued			PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Served			<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT				<input type="checkbox"/> INTERVENING INDICTMENT		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW
OFFENSE (In Complaint)						

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☒ CJA ☐ Ret. ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

Thomas S. Crewson PH: 585-1181  
 5th Floor, Mid-Continent Bldg., Tulsa, OK 74103

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976 CULVER(1), PARNELL(2), TEENOR(3), McGUGIN(4), PARKER(5), JENKINS(6), BROWN(7),  
 WYCHE(8), DAVENPORT(9), GUNNING(10), GUFFEY(11), LEATHERS(12), COX(14).

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY
12-7		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7		Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8		Warrant issued. v	
12-16		Mag. papers, fld. v	
12-16		MO: Case set for ARRAIGNMENT & PLEA on 12-21-76 at 10:00 a.m. Deft. Higgins granted 10 days from this date to file any and all pretrial motions; Govt. then granted 5 days to file thier response. (AEB-J)v -notices mld. cert.	2 12-16-76 M 10
12-21		Case called for arraignment & plea. Deft. present & rep. by Brad Baker for Crewson. Deft. acknow. receipt of indict, is advised of charge & enters plea of NOT GUILTY of Cts. 1 thru 15. Case set for jury trial on 1-17-77, at 9:30 A.M. Ct. allows Deft. to travel between Ark. & NDO. Bond cont'd. )(AEB-J)b	
12-22		MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml	
12-28		Motion on behalf of deft. Stewart Frederick Higgins for ext. of time to file motions, filed.s 0 to J	

DATE	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Excludable Delay Per 18 U.S.C. 3161(h)
			Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
12-28	Motion for continuance on behalf of deft. Stewart Frederick Higgins, filed.s 0 to J						A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244)
12-28	W/Arrest, ret. & filed: deft. Higgins arrested at Fayetteville, Ark., 12-9-76. g						B. NARA Examination (28 U.S.C. 2902)
1-11-77	MO: Case stricken from Jury trial of 1-17-77 to be reset on next trial docket. (AEB-J)ph notices mld						C. State or Federal trials on other charges.
1-25	MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k		3	1-25-77	G		D. Interlocutory Appeals.
1-28	MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. s (AEB-J) nts. by cert. ml. w/affid.						E. Hearings on pretrial motions.
2-3	Deft. Higgins' mot. for continuance from jury trial set on 2-14-77, filed.s Cy to Dene						F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40)
2-9	Order, filed, continuing trial to 2-22-77, at 10:00 A.M. (AEB-J)b cps mld		3	2-9-77	G	16	
2-10	MO: Case set for change of plea on 2-11-77, at 11:00 A.M. (AEB-J)b nts by phone			3-18-83 - 270.00			Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
2-11	Case called for change of plea. Deft. present & rep. Govt. rep. Govt. requests Ct. to proceed on Cts. 1,2,6 & 11 only. Deft. placed under oath, w/draws plea of N/G & enters plea of Nolo contendere to Cts. 1,2,6 & 11. Govt. objects. Ct. allows nolo plea. & deft is adjudged convicted as charged to Cts. 1,2,6, & 11. Indict. read. Deft. waives jury; waiver signed & filed in open court. Ct. orders pre-sent report. Sentencing set on 3-1-77, at 10:00 A.M. Govt. moves for Dismissal on Cts. 3,4,5, 7,8,9,10,12,13,14,15. Ct. allows. Order for Dismissal signed & filed in open court. Upon oral request of deft. Ct. allows travel re: employment only. Bond cont'd. (AEB-J)b			3-29-83 1,065.09			H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
2-11	Order for Dismissal of Cts. 3,4,5,7,8,9,10,12,13,14 & 15, filed & entered. (AEB-J)b			6-10-83 1,065.09			I. Prosecution deferred by mutual agreement.
2-28	MO: Sentencing passed until further order of the Court. (AEB-J)b nts by phone						M. Unavailability of defendant or essential witness.
3-7	MO: Case set for sentencing on 3-15-77, at 10:00 A.M. (AEB-J)b nts mld						N. Period of mental or physical incompetence of defendant to stand trial.
3-15	Case called for sentencing. Deft. present & rep. Govt. rep. Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Stewart Frederick Higgins Ct. 1 - Atty. Gen. - Eighteen (18) months. Cts. 2,6, & 11 - Impos. of sent. suspended & deft. is placed on probation for period of five (5) years as to each count, Cts. 6 & 11 to run concurrently w/Ct. 2. Spec. condition of probation is that deft. make restitut. in amt. of \$6,195.09, to Ct. Clk. at rate of \$135.00 a mo. to begin one month after release from institution. Deft. remanded to USM. Bond exonerated. (AEB-J)b						O. Period of NARA Commitment or Treatment.
3-15	Judgment & Commitment, filed & entered. (AEB-J)b						P. Superseding indictment and/or new charges.
3-15	Two c/c of J&C to USM. b						R. Defendant awaiting trial of Co-defendant when no severance has been granted.
3-15	Two c/c of J&C to prob ation. b						F. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants interests).
3-17	Petition for suspension of sentence. fld. ho						U. Time between guilty plea and plea withdrawal.
							W. Grand Jury indictment extended per 3161 (b)

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
6-7-78	4135.00	9-21-78 \$540.00 pd	9-13-79	135.00	3-11-80 135.00
7-13-78	135.00	10-6-78 \$135.00	11-7-79	\$270.00	4-7-80 135.00
8-8-78	135.00	12-11-78 \$135.00	11-7-79	\$135.00	5-16-80 135.00
9-7-78	135.00	12-21-78 \$270.00 pd	1-4-80	135.00	6-26-80 \$540.00 pd
		7-11-79 135.00	2-13-80	\$270.00 pd	7-11-80 135.00
			2-15-80	135.00	8-1-80 135.00
					9/8/80 135.00

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

Stewart Frederick Higgins

76-CR-158-13

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
5-26-77	(Document No.) Order, filed, overruling mot. for modification of sentence. (AEB-J)g cp mld.				
4-5-83	REPORT & ORDER terminating prob. prior to original expiration date. (HDC-J) pt cps/mld				

FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER
9-24-80	\$405.00 pd.	3-27-81-135.00	9-16-81	\$135.00	6-14-82 \$135.00 9/20
10-1-80	135.00	4-8-81 135.00	10-27-81	135.00	8-30-82 \$270.00 \$405.00 pd.
11-6-80	135.00	5-11-81 135.00	11-20-81	135.00	10-18-82 \$135.00
12-15-80	135.00	7-16-81 \$270.00	2-19-82	135.00 pd	11-19-82 \$135.00
12-16-80	405.00 pd.	7-21-81 540.00 PD	4-9-82	540.00	2-11-83 270.00
2-17-81	135.00		6-14-82	540.00	3-10-83 \$270.00

Send copy of receipt to:

Probation Office  
P. O. Box 1645  
Muskogee, Ok. 74401

76-CR-158  
Leathers

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
	(Document No.)	(a)	(b)	(c)	(d)

AO-257

Interval  
(per Section II)

Start Date

End Date

Ltr. Code

Total Days



## CRIMINAL DOCKET - U.S. District Court

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 3-22-77 (LAST, FIRST, MIDDLE)

vs. COX, JARREL H. (31)  
 Rt. 3, Stilwell, OK 74960  
 710-North-J, Muskogee, OK--74401  
 PH: 687-9626

Case Filed  
 Mo. Day  
 12 07  
 No. of Def's  
 \* 14

76 - CR - 158 - 14

Yr. Docket No. Del.

U.S. MAG.  
CASE NO.

BAIL • RELEASE

AMT ☐ Fugitive  
 Denied ☐ Set ☐ Pers. Recog.  
☐ PSA

\$2,500.00

Date  
12-7-76

☐ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust Other

conditions

☒ 10% Deposit  
☒ Surety Bond /C.

U.S. TITLE/SECTION

OFFENSES CHARGED

ORIGINAL COUNTS

18:371

Conspire against USA re interstate transpor-  
 tation of forged securities.  
 (\$10,000.00 and/or 5 Yrs.)

1

18:2314,2

Induced interstate transportation of forged  
 securities.  
 (\$10,000.00 and/or 10 Yrs. ea. ct.)

16-17.

Surety: Midland Insur. Co., Box 265, Sallisaw, OK 74955

SUPERSEDING  
COUNTS

## II. KEY DATES &amp; INTERVALS

ARREST or

INDICTMENT ☒

ARRAIGNMENT

TRIAL

U.S. Custody Began

High Risk Date

Information ☐

12-21-76

Trial Set For

Voir Dire  
2-23-77

Summons Served

Indict. Waived ☐

12-7-76

12-21-76

☒ NG ☐ G ☐ NOLTrial Began  
2-23-77

First Appearance

In Charging  
DistrictSuperseding  
☐ Indict/Info ☐

Final Plea

☐ NG ☐ G ☐ NOLTrial Ended  
3-2-77Disposition  
of Charges

SENTENCE

3-22-77

☒ Convicted☐ Acquitted☐ Dismissed:☒ On All Charges  
☐ On Lesser \*  
Offense(s)☐ WOP: ☐ WP☐ On Govern'ts Motion

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued			PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Served			<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT				<input type="checkbox"/> INTERVENING INDICTMENT		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
OFFENSE (In Complaint)						

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived, ☐ Self, ☐ None / Other: ☐ PD ☐ CD

Hubert H. Bryant  
 Asst. U.S. Attorney

John Humpage  
 314 West 7th St.  
 Topeka, KS 66603  
 PH: 913-235-3477; 235-5351

Gerald Kamins  
 1810 E. 15th  
 Tulsa, OK  
 PH: 936-2182

SURETY: IoVera A. Taylor, c/o Allied Fidelity Ins. Co.  
 P.O. Box 265, Sallisaw, OK 74955

\* Show last names and suffix numbers of other defendants on same indictment/information:

1976

DATE

(DOCUMENT NO.)

PROCEEDINGS

EXCLUDABLE DELAY

(a) (b) (c) (d)

12-7 Record vote of the Grand Jury Concurring, fld. in Open Court. v  
 12-7 Indictment, fld. in Open Court. Bond set at \$2,500.00, C/S. 2 12-7-76 M  
 (Allen E. Barrow, Chief U.S. Dist. Judge)v  
 12-8 Warrant issued. v  
 12-10 US Atty.'s office advised us Deft. made bond in Muskogee, OK, this  
 date and gave us Deft.'s address.  
 12-10 MO: CASE SET FOR ARRAIGNMENT ON 12-16-76 at 10:00 a.m.  
 Defendant is granted 10 days from this date to file any  
 and all pretrial motions; Govt. then granted 5 days to  
 file response. (AEB-J)v -notices mld. cert.  
 12-14 MO: Case stricken from arraignment docket at request of atty. for  
 Deft. RESET for ARRAIGNMENT & PLEA on 12-21-76 at 10:00 a.m.  
 (AEB-J)v -notified by phone & cert. notice.  
 12-13 Rec'd papers from E.D. of OK this date, fld. v  
 12-13 Appearance bond of Deft. Cox in the amount of \$2,500.00, surety, fld.  
 (James H. Payne, Mag.)v -bond made 12-10-76.

DATE		Jarrel H. Cox 76-CR-158-14 (DOCUMENT NO.)	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				LETTER CODES
'76					Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
12-15		Return on Warrant of Arrest of Deft. Cox, fld. Executed by arresting Deft. in ED of OK on 12-9-76. v							A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244)
12-21		Case called for arraignment & plea. Deft. present & rep. by J. Kamins & J. Humpage. Govt. rep. Deft. acknow. receipt of indict., is advised of charge & enters plea of NOT GUILTY to Cts. 1, 16 & 17. Case set for jury trial on 1-17-77, at 9:30 AM. Ct. allows Deft. to travel re: employment & to Topeka to confer w/co. Deft. given until 1-3-77 to file motions; Govt. 5 days to respond. Bond cont'd. (AEB-J)b			2	12-21-76	M	15	B. NARA Examination (28 U.S.C. 2902) C. State or Federal trials on other charges. D. Interlocutory Appeals. E. Hearings on pretrial motions. F. Transfers from other districts (per F.R.C.P. Rules 20, 21 & 40).
12-22		MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml							G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
<u>1977</u>									H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
1-3		Deft's. motion for production of evidence favorable to the accused, filed.s Cy to Dene							I. Prosecution deferred by mutual agreement.
1-3		Deft's. motion for production of grand jury minutes, filed.s Cy to Dene							M. Unavailability of defendant or essential witness.
1-3		Deft's. mot. for disclosure, filed.s Cy to Dene							N. Period of mental or physical incompetence of defendant to stand trial.
1-3		Deft's. waiver of appearance, filed.s Cy to Dene							O. Period of NARA Commitment or Treatment.
1-3		Deft's. mot. to allow examination, filed.s Cy to Dene							P. Superseding indictment and/or new charges.
1-3		Deft's. mot. for continuance from trial set on 1-17-77, filed.s Cy to Dene							R. Defendant awaiting trial of Co-defendant when no severance has been granted.
1-3		Deft's. mot. to sever, filed.s Cy to Dene							T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants' interests).
1-3		Deft's. mot. for discovery, inspection copying or photographing, filed.s							U. Time between guilty plea and plea withdrawal.
1-3		Deft's. motion to enlarge time in which to file post-arraignment motions or pre-trial motions, filed.s Cy to Dene							W. Grand Jury indictment extended per 3161 (b).
1-3		Deft's. memorandum in support of his pending motions, filed.s Cy to Dene							
1-7		Govt's response to deft's mot. for disclosure of matters occurring before Grand Jury, filed.k cpy to Dene							
1-7		Govt's response to deft's mot. for severance, fld.k cpy to Dene							
1-7		Govt's response to deft's mot. to inspect all evidence favorable to him, filed.k cpy to Dene							
1-7		Govt's response to deft's mot. for discovery, inspection, copying or photographing, filed.k cpy to Dene							
1-11		MO: Case stricken from Jury Trial Docket of 1-17-77, to be reset on next trial docket. (AEB-J)ph notices mld							
1-25		MO: All pre-trial motions being at issue, the Court takes them under advisement. (AEB-J)k			3	1-25-77	G		
1-26		Deft. Jarrel H. Cox's motion for continuance 'til the Court's Maech jury trial setting, filed.lm (o to J)							
1-28		MO: Case set for Jury Trial on 2-14-77, 9:30 a.m. nts. by cert. ml. w/affid. s (AEB-J)							
FINE AND RESTITUTION PAYMENTS									
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER				
8-8-83	221.32		2/8/84	221.32					
9-6-83	221.32		3/16/84	663.96					
9-30-83	442.64			885.28					
1-16-84	442.64								

Yr. | Docket No. | Def.

DATE 1977	COX (Document No.)	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
			(a)	(b)	(c)	(d)
2-9		Order, filed, overruling, without prejudice, motion for severance and separate trial. (AEB-J)k cps mld	3	2-9-77	G	16
2-9		Order, filed, sustaining mot. for disclosure pursuant to Rule 12(d)(2), FRCrP. Further ordered that mot. to enlarge time to file mots. is overruled without prejudice. (AEB-J)k cps mld				
2-9		Order, filed, overruling as moot mot. for discovery, inspection, copying or photographing and mot. for production of evidence favorable to the accused, without prejudice. (AEB-J)k cps mld				
2-9		Order, filed, overruling mot. for production of grand jury minutes. (AEB-J)k cps mld				
2-9		Order, filed, overruling, without prejudice, mot. to allow examination pursuant to Rule 24(a), FRCrP. (AEB-J)k cps mld				
2-9		Order, filed, granting continuance of trial to 2-22-77, at 10:00 A.M. (AEB-J)b cps mld				
2-17		Defendant's requested instructions, filed. g				
2-17		Defendant's proposed voir dire questions, filed. g				
2-17		Counsel's affd. re exhibits, etc., filed. g				
2-18		MO: Ordered that jury trial set for 2/22/77 is passed to Wed., 2/23/77 at 10 a.m. (AEB-J)rm-parties phoned				
2-28		Deft's Motion for Protective Order, filed. b				
2-25		Case called for Jury trial & tried to Jury on 2-23, 2-24, 2-25 on Defts' Parnell, Parker, Brown, Wyche, Gunning, Guffey, Leathers & Cox. All defts' pres. & rep. Govt. rep. Jury selected & sworn on 2-23. 2-24-77, Govt. makes opening Statement Defts' defer same until close of Govt. case. Govt. presents case in chief, witnesses sworn & testify. Ct. sequesters Jury for duration of trial. Ct. recessed 4:35 P.M., to reconvene 2-25-77, at 10:00. 2-25-77, all defts. present & rep. except deft. Gunning not present. Govt. rep. Ct. revokes bond on Gunning upon his appearance & deft. remanded to USM. Govt. case continues. Marshal ordered to take jury to lunch. Ct. reinstates bond on Gunning. Deft. Parker moves for dismissal on basis of not being furnished all Rule 35 material; motion overruled. Deft. Wyche makes motion in limine. Motion sustained. Ct. recessed at 5:20 P.M., to reconvene 2-28-77, at 10:00 A.M., for continuance of trial (AEB)jj				
2-25		Govt. exhibits 1 thru 65, filed.jj				
2-28		Jury trial continues. All defts pres. & rep. Govt. rep. Humpage to prepare order re: Mot. for Protective Order. Parties agree they don't wish marshaling of evidence. At Govt's request Ct. examines G.J. Testimony in camera. Jury brought in & Govt. case continues with test. of witnesses. Pltf. rests & Jury is excused til 3-1-77, at 10:30 A.M. All defts' make motion for Judgment of Acquittal & move to strike test. of all co-defts who have testified. At Govt' (Cont.)				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-28 (Cont.)	request their response to Defts' motions will be heard on 3-1-77. Ct. recessed at 5:35 P.M., to reconvene on 3-1-77, at 10:30 A.M. (AEB-J)jj				
2-28	Govt. exhibits 66 thru 82, filed.jj				
3-1	Jury trial continues. All defts' pres. & rep. Govt. rep. Govt. makes response to Defts' motions. Ct. overrules motion for Judgment of Acquittal. Ct. overrules motion to strike test. of co-defts. Jury brought in & Defts opening statement made on behalf of all defts by Mr. Stipe. Defts' present case in chief; witnesses sworn & testify. Deft. Cox raises question of Protective Order. Govt. presents documents to Ct. for in camera inspection. Hrgs at bench re motions in limine. Deft. Gunning files motion in limine in open ct. Motion overruled. Defts rest. Jury taken out & Defts' renew motion for Judgment of Acquittal. Govt. to have rebuttal witnesses on 3-2-77. Jury brought in & excused until 3-2-77, at 10:20 A.M. Ct. recessed at 4:25 P.M. (AEB-J)jj				
3-1	Deft. Gunning's Motion in Liminae, filed.jj				
3-2	Jury trial continues. Defts present & rep. Govt. rep. After bench conf. Govt. does not call re-buttal witness. Jury brought in. Parties rest. Closing arguments made & Court instructs jury. Bailiff sworn & alternate jurors excused. Defts' renewed motion for Judgment of Acquittal overruled. Jury retires to deliberate at 3:10 P.M. Jury returns w/verdict at 8:10 P.M., finding Deft. Parnell GUILTY to Cts. 1, 16 & 17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1, Leathers GUILTY to Ct.; & Cox GUILTY to Cts. 1,16 & 17. Verdicts received, read & filed. Ct. orders verdicts spread of record by Clerk. Jury is polled & discharged. Ct. orders Defts' to report to Probation office on 3-3-77 for pre-sent. reports. Defts request bonds remain the same. Ct. raises bond of Parker of \$10,000 C/S & raises bond of Cox to \$7,500 C/S. Cox to make bond on 3-3-77. Parker given 48 hrs. to make bond. All other defts bonds remain the same, with same travel restrictions. Setencing set on 3-22-77, at 10:00 A.M. for all defts. Defts' advised of right to appeal. Deft. Cox requests Ct. allow him until 3-17-77 to file motion for new trial. Ct. allows all defts til 3-17-77 to file motions & Govt. given to 3-21-77 to respond. Ct. recessed at 8:45 P.M. (AEB-J)jj				
3-2	Verdicts, filed, finding Deft. Parnell GUILTY to Cts. 1,16&17; Parker GUILTY to Cts. 1,2,3,4,5; Brown GUILTY to Ct. 1; Wyche GUILTY to Ct. 1; Gunning GUILTY to Ct. 1; Guffey GUILTY to Ct. 1; Leathers GUILTY to Ct. 1; Cox GUILTY to Cts. 1,16 & 17.jj				
3-2	Trial exhibits in vault.jj				
3-3	Appearance bond in amt of \$7,500.00 Surety, filed, w/order spec methods & conditions of release. b				
3-14	Reporter's partial transcript of proceedings had on 2-28-77, filed. (GRD-CSR)k <i>would not by S.D. to incorporate in appeal record</i>				
3-16	Deft's renewed mot for judg of acquittal & brf, fld.k				
3-16	Deft's mot. for new trial & brief, filed.k <i>copy to Dene</i>				
3-16	Deft's certificate of mailing of mots., filed.k				
3-21	Govt's response to deft's mots. for judgment of acquittal and for new trial, filed.k cpy to Dene				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

JARREL H. COX

76-CR-158 - 14

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
3-22-77	Case called for sentencing. Deft. present & rep. Govt. rep. Deft's motions for Judg. of acquittal & for new trial overruled/ Deft. & co. asked if they have anything to say before sentence is pronounced: Judgment & Sentence - Jarrel H. Cox Ct. 1 - Atty. Gen. - Eighteen (18) months. Cts. 16 & 17 - Impos of sent. is suspended & deft. is placed on probation for period of five (5) years as to each count, Ct. 17 to run concurrently w/prob. imposed in Ct. 16, to follow incarceration in Ct. 1. Spec. condition of prob. is that deft. make restitution to Ct. Clk in amt. of \$11,951.00 at rate of \$221.32 a month, to begin 2nd month after release from institution, for payment to grain companies. Deft. advised of right to appeal & bond set at \$12,500.00. Deft. remanded to USM. Bond exonerated.(AEB-J)b				
3-22	Judgment & Commitment, filed & entered.(AEB-J)b				
3-22	Two c/c of J & C to USM. b				
3-22	Two c/c of J & C to probation. b				
3-22	Appearance bond in amt. of \$12,500.00,Surety,filed, w/order spec. methods & conditions of release. b				
3-22	Deft's motion to modify Part II-conditions of release, filed. b				
3-22	Order, filed, enlarging travel conditions of Deft. to travel from NDO to Topeka, Ks., to Federal Ct. in S.D., & may leave NDO for travel in re employment only.(CSB-Mag) cps to Kamins b				
3-30	Notice of Appeal, filed. cp to US Atty & USCA. g				
4-7	Designation of record on appeal, filed. rm				
5-4	Order, filed, granting ext. of time to transmit appeal to 6/21/77.(AEB-J)rm-copies mailed				
6-20	Reporter's transcript of all proceedings, filed. (pp. 1-699)(3 volumes)(G.Dorrough-CR)rm				
6-21	Orig. record on appeal (6 vols)transmitted to USCA.rm				
10-2-78	Mandate and Opinion of 10th Circuit, filed and spread of record, affirming ct.'s judg. and directing deft. to surrender within 10 days from this date. rm(ltr.)				
10-2-78	Ret. on J&C, fld. executed by delivering 'Deft. to FCI Leavenworth, KS, on 9-26-78. ho				
10-10	Appeal record (6 vols) received from 10th Cir. rm				
10-23	Letter from 10th Circuit, that petition for writ of cert. was filed with Supreme Court on 10/16/78 and assigned No. 78-5564. rm				
11-17	Appeal record (6 vols) transmitted to Supreme Court at their request. rm				
1-17-79	Letter from 10th Circuit that petition for writ of cert. was denied by Supreme Ct. on 1/8/79.rm				
2-1-79	Appeal record (6 vols) received from Supreme Ct.rm				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
	(Document No.)	(a)	(b)	(c)	(d)

AO-257

Interval  
(per Section II)

Start Date  
End Date

Ltr. Code

Total  
Days

DISTRICT ►

EASTERN DISTRICT OF OKLAHOMA

76-85M

Docket Number

(76-CR-158)

SHOW  
NAMES  
AND  
ADDRESSES

COMPLAINANT (or applicant)

Grand Jury  
Northern District of Oklahoma  
Tulsa, Oklahoma

AGENCY:

Complaint  
Date

12/8/76

DEFENDANT

Jarrell Henry Cox  
710 No. "J"  
Muskogee, Oklahoma 74401

(687-9626)

Date of Birth \_\_\_\_\_ ☐ M ☐ F ☐ Citizen ☐ Alien

OFFENSE

Conspiracy & interstate transportation  
Description of falsely made securities;

Place Tulsa, Oklahoma

Date April 1, 1975 to July 1, 1975

U.S. Code Citation

18 USC 371, 2314 &amp; 2

SUMMONS-WARRANT ISSUANCE

Date Issued

Officer

Date Returned

Search Warrant

Summons

Arrest Warrant

12/8/76 Jack C. Silver,  
ClerkINITIAL  
APPEARANCE

Date

12/9/76

Time

2:00PM

Tape No. (If Recorded)

B-1

APPEARED

☐ Voluntarily☒ In Custody

Arresting Officer

John P. Davis, DUSM

INITIATING  
DOCUMENT☐ Complaint☐ Information☐ Other☒ Indictment

If From Another District, Give District Name

Northern District of Oklahoma

Personal  
Recog.Unsecured  
Bond

Name &amp; Address

☒ SuretyCash  
Depositor☐ CustodianB AMOUNT  
SET

\$ 2500.00

CONDITIONAL RELEASE

A Amount  
Paid☐ 10%  
Deposit☒ Surety  
Bond

L Date Paid

12/10/76

Receipt No.

☐ Collateral☐ 3rd Party  
CustodyAllied Fidelity Insurance Co.  
Indianapolis, Indiana (Home Office)  
By LoVera A. Taylor, Attorney-in-fact,  
P. O. Box 265, Sallisaw, Oklahoma 74955

Preliminary Examination or Removal Hearing

☐ Waived☐ Not Waived

Scheduled For \_\_\_\_\_

ATTORNEYS

Attorney for U.S.

Attorney for Defendant

☐ C.J.A.☐ Pub. Def.☐ Retained☐ WaivedADDITIONAL  
PROCEEDINGS  
OR  
REMARKS☐ Bail Review☐ SEE  
REVERSEPRELIMINARY  
EXAMINATION  
OR REMOVAL  
HEARING

Date Conducted \_\_\_\_\_

Tape Number \_\_\_\_\_

Intervening Indictment or  
Information

OUTCOME

☐ Held for Action of District Court☐ Dismissed☒ Held to Answer to U.S. District Court at Tulsa, OklahomaCity Location  
of Magistrate

Muskogee, Oklahoma

Certified to be  
an accurate record of  
proceedings conducted  
before the magistrate

Signature of U.S. Magistrate

Date

12/10/76

Original Docket Sheet mailed to U. S. Court Clerk, Muskogee, Oklahoma;  
copy of Docket Sheet together with Bond and all papers, mailed to  
U. S. Court Clerk, Northern District of Oklahoma, Tulsa, Oklahoma.



## SUBPOENAE RETURNS

Yr. | Docket No. | Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3-2-77	(Document No.) Subs. returned & filed: served Judy Diane Casey, Vern E. Sweeney, Delbert Brown, Martin S. Buckman, Jerry L. Showman, Jimmy Reno Cox, Sue McAllister, Wm. Bowar, Mary Kay Henry, Richard Allen, & Paul I. Moomey on 2-2-77; served Bernice Pomeroy, Marilyn Smith, Bernard Kerst, Harry L. Graves, Richard Watson, Wm. M. Deutsch, Fred Hinsch, Richard Parker, Custodian of Records, Broadway Natl. Bank, San Antonio, Tx., Calvin Wiles, Clarence L. Amos, Jr., Carrol Myer, Joe Dorsa, Dorothy Henry, Mac Hampton, Patty J. Weger, John W. Secoske, Hollis Harper, Luther Brown, C. J. Cogan, John Franklin Howell on 2-8-77; David Ray Horsman, Mrs. C. E. Ohlhausen, & Lucille Cowan on 2-9-77; Jerry Harvey on 2-10-77; Joan Jackson, Dorothy Faust, Bud Sailor, Clarice E. David, Ralph J. Teenor, Jr., Stewart Frederick Higgins, Jimmy Ray Culver, & Lloyd Lee Jenkins II on 2-11-77; Billy Wayne Davenport on 2-14-77; unserved as to Carl Jordan, Maureen Cavanaugh & John Allen. g				
3-14-77	Subs. ret. & filed: served John Allen, Milton Steven McGugin, Sheriff Harry L. Graves, Reva Wicke; unserved as to Clif Roberts & Mildred Fish, Sterling, Col. g				
4-6-77	Writ of Habeas Corpus Ad Testificandum ret. & Fld. executed by delivering Truman Lee Coffman to Tulsa & then returning him to Sioux Falls, S. Dakota. ho				

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				

AO-257

Interval (per Section II)

Start Date

End Date

Ltr. Code

Total Days